From: "James Shupe (Formerly Jamie Shupe)"
Sent: 2/19/2020 6:47:22 PM
To: "Forest Wilson" <forestwilsonfp@gmail.com>
Cc:
Bcc:
Subject:

Hello Forest,

As you're all too well aware, it's a tough fight for sure, but I'm holding out hope that one of these bills might pass in at least one state.

I was actually disappointed how Deutsch handled the South Dakota one. He kept giving up ground, compromise after compromise. It would have been better just to lose outright rather than go down like that.

I wrote a lengthy letter for the legislature here on behalf of the Florida version of the bill but I'm not sure what became of my letter and never heard any more from the rep.

The rep who sponsored the bill asked me on a Friday evening to testify on Monday, something that wasn't possible on such short notice because I had an appointment at the VA that day with the psychiatrist who treats my PTSD. Not the kind of appointment you miss, and care is too hard to come by at the VA to be wasting a time slot that was too late to fill.

In the end, not going to Tallahassee was probably for the best anyway. Turned out Equality Florida was there in force with all of their troops and the mother and brothers of Jazz Jennings. The bill got killed before even making it to the house floor. There's still a Senate version but I'm unsure of the status of it, and the media's been quiet about it.

Looking forward to reading your letter. I'll post it in my feed afterward.

Hang in there, and thanks for sharing this.

Blessings,

James

On Wednesday, February 19, 2020, 09:18:30 PM EST, Forest Wilson <forestwilsonfp@gmail.com> wrote:

Sir,

I hope you and your family are doing well.
I wanted to let you know that I was recently at the state capitol, where my state representative Bill Dean announced he was sponsoring the "Protect Vulnerable Children Act," which would ban sex changes in minors (under 18) within the state of Ohio.

A link to a fake news article about it is here:
https://radio.wosu.org/post/ohio-conservatives-announce-bill-banning-medical-treatment-transgender-kids#stream/0

(I'm in the red shirtt standing in back)

I also wrote a letter explaining the importance of the bill in the local newspaper here:
https://www.fairborndailyherald.com/opinion/letters/40262/writer-supports-protect-vulnerable-children-act

Hopefully it will pass. I do know that the supporters are concerned that very few people will testify in support of it, because they fear losing their jobs and social status. Apparently companies have the right to fire "gender critical" employees who make posts on social media or in public. I'm shocked to hear this because it sounds like something in a crap Bannana Republic but not a free democracy like the US.

Apparently there are also no or very few "detransitioners" willing to publicly testify in support of the bill. I imagine in some ways it's like asking a former church member to testify publicly against the church; they feel uncomfortable taking a stance that will offend many current and former friends.

I thank you again for your efforts and personal involvement in my case. I still owe you lunch if we ever meet.

–
Best Wishes,
Forest Wilson

From: Andre Van Mol
Sent: 9/16/2019 2:35:47 PM
To: "Cretella Michelle" <drmcretella@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles" <pamosa27@comcast.net>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Grossman Miriam" <miriamgrossmanmd@hotmail.com>, "William Malone" <malone.will@gmail.com>, "Jax Rene" <renejaxiwritebooks@gmail.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Heyer Walt" <waltsbook@yahoo.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "McCaleb Gary" <gmccaleb@adflegal.org>, "Shafer Jeff" <jshafer@adflegal.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Haynes Laura" <laurahaynesphd3333@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>
Cc:
Subject: "How Oregon Built A Transgender Medical-Industrial Complex On Junk Science"

ICYMI:

"How Oregon Built A Transgender Medical-Industrial Complex On Junk Science"
https://thefederalist.com/2019/09/16/how-oregon-built-a-transgender-medical-industrial-complex-on-junk-science/#.XYAL-ILuwYY.link

Andre

Attachment:

From: Jamie Shupe
Sent: 10/30/2018 10:36:44 AM
To: "Madeleine Kearns" <mkearns@nationalreview.com>
Cc:
Bcc:
Subject: A Note on hormonal skin problems
Attachments: IMG_0901.JPG

One of the things I wanted to share with you is what happened to me after I stopped taking hormones around Sep/Oct 2017 after the problems with the estrogen injections. Basically, what happened is my skin went crazy. I had intense itching on my scrotum and legs that was unbearable. And I was getting skin growths popping up like the one in the photos. And the solar lentigos I have all turned really dark. The primary care doctor at the VA thought I had skin cancer and sent me to dermatology at the DC Veterans Affairs hospital.

I don't know if you're talking to any medical folks like, I think his name is Michael Laidlaw, the endo that's often quoted in conservative publications for his opinion on this, but I suspect taking these antiandrogen drugs and such make permanent changes to your body. It was really like my body couldn't handle going back to full testosterone and it's variants, like I said, my skin just totally freaked when I stopped taking the drugs.

The weird thing is, after I went back on 5 mg of Finasteride in May, that skin growth on my head started disappearing.

Jamie

From: Jamie Shupe
Sent: 6/8/2017 9:11:03 AM
To: "Alexa Tsoulis-Reay" <findingnorms@gmail.com>
Cc:
Bcc:
Subject: Academia's Token Baseball Player

You know what this reminds me of? The time I went to a pistol range in the military for annual weapons qualification and got to watch a male senior NCO get placed on each side of a female company commander who couldn't qualify with her .45 pistol. The NCO's shot the targets for her and nobody said a thing.

_____

This is Hofheimer's first full season since tee ball, but New Roads is small enough there was room for him on varsity. His teammates know his history, but pay far more attention to his hitting and fielding.

"Yeah, we know Jake is different," teammate Brandon Deutsch said, shrugging. "We know he hasn't played very much."

He doesn't throw well, so they position themselves closer to catch his tosses. He is still figuring out how to hit, so they loudly cheer for him when he's batting as if trying to coax the ball to hit the bat.

He's never an all-star, but he's always part of the team, hanging in the dugout spitting seeds with the dudes, backslapping and high-fiving and cracking up at the schoolboy jokes. His best moments are not giant home runs or diving catches, but the little instances of proper recognition, words that now empower him and never get old.

"C'mon boy!" they shout. "You can do it, man!"

He's the smallest (5 feet 4) and least-skilled player on the team, but when he tucks his blue cap low over his curly hair and pulls his pant legs low on his cleats, he looks and feels like a ballplayer.

When he can't make the throw from second to home, the catcher takes a few steps toward the infield. When he's struggling at the plate, theyrock the dugout fence and yell tips.

http://www.latimes.com/sports/la-sp-transgender-baseball-plaschke-20160410-column.html

And then glamorized in this law piece with all the bad stuff omitted.

http://digitalcommons.law.villanova.edu/cgi/viewcontent.cgi?article=1361&context=mslj

From: Jamie Shupe
Sent: 6/8/2017 8:58:14 AM
To: "Lisa Marchiano" <timetodream14@gmail.com>
Cc:
Bcc:
Subject: Academia's Token Baseball Player

This is Hofheimer's first full season since tee ball, but New Roads is small enough there was room for him on varsity. His teammates know his history, but pay far more attention to his hitting and fielding.

"Yeah, we know Jake is different," teammate Brandon Deutsch said, shrugging. "We know he hasn't played very much."

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http://www.latimes.com/sports/la-sp-transgender-baseball-plaschke-20160410-column.html

And then glamorized in this law piece with all the bad stuff omitted.

http://digitalcommons.law.villanova.edu/cgi/viewcontent.cgi?article=1361&context=mslj

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/18/2020 7:15:48 PM
To: "Scott Newgent" <scottnewgent@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "QUENTIN VAN METER" <kidendo@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Bcc:
Subject: ACLU

So the ACLU is giving out your home phone number, Fred?

“The time to act is now,” the ACLU of South Dakota tweeted. It followed with a long list of legislator’s home and office numbers."

https://foxwilmington.com/headlines/south-dakota-legislators-facing-backlash-over-bill-criminalizing-underage-gender-treatments/

On Saturday, January 18, 2020, 08:55:11 AM EST, Fred Deutsch <fred.deutsch@sdlegislature.gov> wrote:

> Primary opposition is economic, more than medical: https://www.argusleader.com/story/news/2020/01/17/chamber-bill-transgender-youth-threatens-economic-development/4503457002/
>
> Fred

Attachment:

From: Andre Van Mol

Sent: 8/23/2019 9:02:39 AM

To: "VBroyles" <vbroyles@childparentrights.org>, "Jon Uhler" <jkuvpc@yahoo.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <RMast@lc.org>, "Heyer Walt" <waltsbook@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "hansen.jonathon@gmail.com" <hansen.jonathon@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Cretella Michelle" <drmcretella@gmail.com>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>

Cc:

Subject: Amici brief for SCOTUS

Attachments: Amicus SCOTUS Harris. 18-107 Amicus BOM National Medical and Policy Groups - Filed Version.pdf

---

Hola, Team SD.

I worked with Michelle Cretella and a law professor at request of Alliance Defending Freedom to get out this amici for the SCOTUS Harris Funeral Home case. We directly took on the AMA and friends amici, which was not that hard to disprove, IMHO. Itâ€™s the best I think weâ€™ve ever done, though admittedly the others were Circuit Court cases and not SCOTUS. The law professor requests that his name be kept out of communications involving this, as he is job hunting right now. I and Michelle are the primary researchers and therefor authors anyway, and conveniently our names do not appear on it (such is how group projects often go and so be it). Donâ€™t fear the page count, citations run up through page 18.

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 8/19/2019 8:16:38 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc:
Bcc:
Subject: Blanchard Reference Article
Attachments: image001.jpg

Rep. Deutsch,

This is a good article for you to hold onto for the fight ahead. Blanchard is a world-renowned expert and he doesn't recommend approving surgery until age 21, so your bill is more than generous in that regard.

https://www.nationalreview.com/2019/05/ray-blanchard-transgender-orthodoxy/

On Monday, August 19, 2019, 10:50:42 AM EDT, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Dissonant is not a word I typically use, so I'll throw it out to the group. Does dissonant work? - Fred

From: Mary E. McAlister <mmcalister@childparentrights.org>
Sent: Monday, August 19, 2019 9:46 AM
To: Lee Schoenbeck <lee@schoenbecklaw.com>; Andre Van Mol <95andrev@gmail.com>; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Cretella Michelle <drmcretella@gmail.com>; Shupe Jamie <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Laidlaw Michael <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mast Richard <RMast@lc.org>; Heyer Walt <waltsbook@yahoo.com>; Sharp Matt <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
Subject: RE: update

How about dissonant?

Mary E. McAlister, Esq.

Senior Litigation Counsel

Child & Parental Rights Campaign, Inc.

P.O. Box 637

Monroe, VA 24574

Phone: 434-610-0873

mmcalister@childparentrights.org

Sent from Mail for Windows 10

From: Lee Schoenbeck
Sent: Monday, August 19, 2019 10:43 AM
To: Andre Van Mol; Fred Deutsch
Cc: Kelsey Coalition; Cretella Michelle; Shupe Jamie; Jon Uhler; VBroyles; Laidlaw Michael; Jon Hansen; William Malone; Mary McAlister; Mast Richard; Heyer Walt; Sharp Matt; Chris Motz; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
Subject: RE: update

"incorrect" draws more flys – because of its judgmental nature (I'm ok with being judgmental – others not so much) – is there something that's more objective – worth figuring that out

Lee Schoenbeck, Attorney

Schoenbeck Law, PC

PO Box 1325

Redlin Art Center

1200 Mickelson Dr., #310

Watertown, SD 57201

Office: (605)886-0010

Fax: (605)886-0011

lee@schoenbecklaw.com

schoenbecklaw.com

From: Andre Van Mol <95andrev@gmail.com>
Sent: Monday, August 19, 2019 8:48 AM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Cretella Michelle <drmcretella@gmail.com>; Shupe Jamie <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Laidlaw Michael <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Mast Richard <RMast@lc.org>; Heyer Walt <waltsbook@yahoo.com>; Sharp Matt <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
Subject: Re: update

Fred,

The phrase “incorrect perception of their sex” grounds the bill in the material, the biological, physical reality, which makes it far easier to defend against the “who are you to say?“ people.

Andre

Sent from my iPhone

On Aug 19, 2019, at 6:30 AM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

> All, what do you think about KC’s suggest to add incorrect to the sentence: “…attempting to change or affirm the child’s incorrect perception of their sex.”
>
> I like the idea – I think it helps to further narrow the bill and avoids causing problems with other medical conditions. But does adding the word cause add’l problems? The other side will certainly argue “who are you to say what’s an incorrect perception?” The answer, of course, is if perception varies from reality, than it is an incorrect perception (the bill’s definition of sex is reality). That said, the process is political. Does the change cast doubt in the mind of legislators about who is to say what’s an incorrect perception? - Fred
>
> **From:** Kelsey Coalition <kelseycoalition@gmail.com>
> **Sent:** Monday, August 19, 2019 8:02 AM
> **To:** Lee Schoenbeck <lee@schoenbecklaw.com>
> **Cc:** Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Andre Van Mol <95andrev@gmail.com>; Cretella Michelle <drmcretella@gmail.com>; Shupe Jamie <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Laidlaw Michael <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Mast Richard <RMast@lc.org>; Heyer Walt <waltsbook@yahoo.com>; Sharp Matt <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
> **Subject:** Re: update
>
> Fred, thank you for your tireless work! I'd like to suggest clarifying this sentence by adding the word "incorrect" – “…attempting to change or affirm the child’s incorrect perception of their sex.” Otherwise, professionals who use the proper pronouns for children who have a correct perception of their sex would be in violation. ~KC
>
> On Sun, Aug 18, 2019 at 9:30 PM Lee Schoenbeck <lee@schoenbecklaw.com> wrote:
>
> > Amen
> >
> > Sent from my iPhone
> >
> > On Aug 18, 2019, at 8:24 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:
> >
> > > That’s why I’m making road trips to visit with individual legislators, Andre. This will give them ample time to think about the bill. The trips are also good politics. Mostly you find candidates seeking election that hit the road, but it’s relatively unheard of to expend time and money to attempt to pass a single bill. It shows the legislators we’re serious, and it amplifies our credibility. And every little bit helps! - Fred
> > >
> > > **From:** Andre Van Mol <95andrev@gmail.com>
> > > **Sent:** Sunday, August 18, 2019 8:14 PM
> > > **To:** Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
> > > **Cc:** Cretella Michelle <drmcretella@gmail.com>; Shupe Jamie <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Lee Schoenbeck <lee@schoenbecklaw.com>; Laidlaw Michael <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Mast Richard <RMast@lc.org>; Heyer Walt <waltsbook@yahoo.com>; Sharp Matt

<msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
Subject: Re: update

Understood, and I know exceptionally good attorneys have gone over and over this. It is very specific to perception of sex, which is good. I also wondered about the need for such surgeries in trauma victims, but you also specified non-diseased, so that would seem ok. It's just that if we are a bit confused and have misgivings, one wonders what the actual legislators will think. Perhaps part of the problem is we were dealing with the longer version for so long that now seeing such a condensed bill seems a touch bewildering.

Andre

> On Aug 18, 2019, at 5:28 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:
>
> The key to the entire bill is the language "attempting to change or affirm the child's perception of their sex," with sex defined as "the biological state of being female or male."
>
> We have to be able to explain the application.
>
> So let's say we have a teenage girl:

1. She perceives she is a boy.
    a. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that**affirm** her perception of being a boy.
    b. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that**change** her perception of being a boy. (I'm not sure this is applicable. Thoughts?)
2. She perceives she is a girl.
    a. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that**affirm** her perception of being a girl. (This scenario would mean there is congruity between body and mind. Bill is probably not applicable).
    b. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that**change** her perception of being a girl. (This scenario would mean there is congruity between body and mind. Bill is probably not applicable).

> Please let me know what you think - Fred

From: Andre Van Mol <95andrev@gmail.com>
Sent: Sunday, August 18, 2019 6:41 PM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Subject: Re: update

Perhaps the “the biological state…” quote can be repeated at that juncture where things get confusing? Bad idea? I have every faith that the other side will try to distort anything that is left hanging. Counting on common sense, Fairplay, and responsible readership from opponents will prove to be disappointing.

Andre

Sent from my iPhone

On Aug 18, 2019, at 4:08 PM, Michelle Cretella <drmcretella@gmail.com> wrote:

> IMO, as Fred pointed out earlier, the definition of sex in the bill as " ***the biological state*** of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles" - covers all bases. A boy who perceives himself as a girl and requests blockers & estrogen will be denied under this bill.
>
> "Biological sex" is redundant and may be used to imply there are other sexes like a social sex; "natal or birth sex" implies sex can change before or after birth ...
>
> On Sat, Aug 17, 2019 at 10:29 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> > My opinion is to cover your bases in the mentioned line as well. I think that sentence is too ambiguous and should get reworded.
> >
> > It says: “attempting to change or affirm the child’s perception of their sex." So if a male child's perception of their sex is female?
> >
> > I like what Andre suggested, but recommend changing natal to biological, based on court language.
> >
> > On Saturday, August 17, 2019, 10:19:46 PM EDT, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Read the definition of sex in the bill: "Sex," ***the biological state*** of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles.

Don’t you think that covers it? - Fred

From: Jon Uhler <jkuvpc@yahoo.com>
Sent: Saturday, August 17, 2019 7:16 PM
To: VBroyles <vbroyles@childparentrights.org>; Andre Van Mol <95andrev@gmail.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; 'Jon Hansen' <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Subject: Re: update

Thanks for all your work.

On Saturday, August 17, 2019, 06:25:32 PM EDT, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

All, just a note to update you on status of the Vulnerable Child Protection Act.

I'm comfortable the bill and white paper are at or near final form.

I've begun my road trips across the state to meet with key moderate Republicans. Response has been mixed but mostly positive. Not a single legislator I've spoken with so far has a clue about what's happening with transgender advocacy nor affirmative therapy. All of this is new to them.

Despite the generally positive response, I have no doubt this will be an uphill battle when we get to session. The last time I introduced a transgender-related bill in 2016, the state and the governor experienced political and economic pressures including boycott threats from around the country. I doubt this time will be any different.

I meet with the governor's top policy advisor next week to discuss the bill.

I've targeted about 20% of the legislature to meet one-on-one prior to session.

KC from Kelsey Coalition will be developing her suggested strategy for testimony that I'll bounce off our South Dakota team.

As always, please do not share this with media. The longer we can fly under the radar, the better.

Please let me know if you have questions. I am grateful for your support and prayers.

Fred

–

www.KelseyCoalition.org

From: Fred Deutsch
Sent: 1/23/2020 10:52:19 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: CNN article

Saw the CNN article you put on Twitter. This will be the evidence used against us on Monday as we debate the issue on the floor. How do you suggest we respond? - Fred

From: Margaret Clarke
Sent: 2/12/2020 1:19:48 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: CONFICENTIAL

James, the Alabama Campaign starts next Tuesday. We will be lobbying all week and then drop the bill next Thursday the 20th. We expect huge opposition at that point. We already have commitments from both houses to coordinate the hearings on Wednesday the 26th. PLEAE KEEP THIS CONFIDENTIAL…BUT PRAY LIKE CRAZY!!!

Under His Wings,
Margaret

On Feb 10, 2020, at 8:06 AM, James Shupe (Formerly Jamie Shupe) wrote:

Thank you as well, Margaret, for your kind words and support.

I prayed for Fred and the rest of you yesterday that have been willing to take on this big fight.

Fred's facing another hearing today, and I'm proud to stand shoulder to shoulder with all of you on this important issue. You're not wrong about this, it really is what needs to happen to protect these children and their parents.

Blessings,

James

On Monday, February 10, 2020, 09:00:15 AM EST, Margaret Clarke wrote:

Good morning James,

Thank you for your precious message of redemption. I am leading a coalition her in Alabama to adopt a bill similar to Rep. Fred Deutsch’s. He and Michelle have been coaching us. You will be on our prayer list. It is so encouraging to see the genuine work of the Lord in your heart and your courage to admit failure. More importantly that Jesus Christ is the sole help of you heart and sole. Heart change is the greatest miracle of all!! Your testimony gives God great glory!!!

Thank you so much,
Margaret

Margaret Clarke, General Counsel

Eagle Forum of Alabama
Leading the pro-family movement since 1972
205.879.7096 office
205.587.5166 cell
margaretclarke317@icloud.com
www.eagleforum.org

CONFIDENTIALITY NOTICE: This message and all attachments are confidential and may be legally privileged by the attorney-client or work product privileges and are therefore protected against copying, use, disclosure or distribution. If you are not the intended recipient please immediately notify the sender by reply email, and double delete this message and the reply from your system.

Sent: 3/13/2019 5:46:38 AM
To: jamie.shupe@yahoo.com
Cc: media@womensliberationfront.org
Subject: Connecting Kara and Jamie

Hi Jamie,

So great to connect with you just now on Twitter. CC'd on this email is my friend Kara Dansky who coordinates media for and is on the board of Women's Liberation Front. She is an attorney here in Washington, DC, was one of the feminists on the Heritage panel in late January that you referenced in your recent interview with Laura Ingraham, and is one of the most articulate people I know who gets the gender identity issue inside and out, especially as it pertains to law and public policy.

The article you penned in the Daily Signal this week was quite compelling. I'll be sending you a subsequent email, but I'll let you and Kara take it from here and chat.

Best,

Brandon Showalter
CP Reporter

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 8/24/2019 9:42:06 AM
To: VBroyles <vbroyles@childparentrights.org>, "Jon Uhler" <jkuvpc@yahoo.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <RMast@lc.org>, "Heyer Walt" <waltsbook@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Cretella Michelle" <drmcretella@gmail.com>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>
Cc:
Bcc:
Subject: Detransitioner Amici brief for SCOTUS

All,

With some gracious assistance, Walt Heyer, myself and some of the other detransitioners were also able to submit an amicus.

https://www.supremecourt.gov/DocketPDF/18/18-107/113528/20190824011904782_18-107%20Amicus%20Brief%20of%20Walt%20Heyer%20et%20al..pdf

Praying for our joint success in these endeavors for change.

James

On Friday, August 23, 2019, 01:02:55 PM EDT, Andre Van Mol <95andrev@gmail.com> wrote:

Hola, Team SD.

I worked with Michelle Cretella and a law professor at request of Alliance Defending Freedom to get out this amici for the SCOTUS Harris Funeral Home case. We directly took on the AMA and friends amici, which was not that hard to disprove, IMHO. It's the best I think we've ever done, though admittedly the others were Circuit Court cases and not SCOTUS. The law professor requests that his name be kept out of communications involving this, as he is job hunting right now. I and Michelle are the primary researchers and therefor authors anyway, and conveniently our names do not appear on it (such is how group projects often go and so be it). Don't fear the page count, citations run up through page 18.

Also, my CMDA blog from yesterday seems to be on fire already, reprint approval requested by Christian Post, several bloggers already posted, other cool stuff, etc.
https://cmda.org/reinforcing-childrens-sexual-identity-a-review-of-ellie-klipps-i-dont-have-to-choose/

Andre

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/18/2020 3:18:12 PM
To: "Scott Newgent" <scottnewgent@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "QUENTIN VAN METER" <kidendo@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Bcc:
Subject: Dr. Cantor AAP Fact Check Document

This document might be worthwhile in the debate.

American Academy of Pediatrics and trans- kids: Fact-checking Rafferty (2018)

http://www.jamescantor.org/uploads/6/2/9/3/62939641/cantor_fact-check_of_aap.pdf

Attachment:

From: Fred Deutsch
Sent: 8/23/2019 4:16:26 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "VBroyles" <vbroyles@childparentrights.org>, "Pamosa27" <pamosa27@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "'Jon Hansen'" <hansen.jonathon@gmail.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "William Malone" <malone.will@gmail.com>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "Katherine Cave" <kelseycoalition@gmail.com>
Cc:
Subject: Draft revision received today
Attachments: Vulnerable youth protection act- August 23.pdf

All, attached is an updated version of the bill I received today. The explanation of changes is below.

Let me know what you think - Fred

Rep. Deutsch,

Attached is an updated version. Here are some changes that I made:

- Catchlines were added
- It is specified where the sections will be added to the code
- Removed “child” from the definitions and then just specified “a person age fifteen or younger” on page 1 line 27. Then using “person” throughout for consistency.
- Under our style and form manual “his or her” is not used, so the draft uses “the person’s” instead
- Section 2, subsection 3 was changed per your recommendations
- Page 2, line 17 it says “a person born with [. . .]” The person making the medical decision for someone age 15 or younger would be their parent or guardian.

Let me know if you have any questions. I will be the office tomorrow morning if you need to contact me.

Thanks,
Alex Timperley
Legislative Attorney
South Dakota Legislative Research Council
605-773-3251

Attachment:

From: Michael Laidlaw
Sent: 1/16/2020 2:39:45 PM
To: "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Scott Newgent" <scottnewgent@gmail.com>, "Andre Van Mol" <95andrev@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: Endo Society weighs in
Attachments: endo-blockers.PNG

Well Fred,

The Endocrine Society has jumped into the mix. I attached a screen shot.

Here is a link to my quick response.

https://twitter.com/MLaidlawMD/status/1217934249845637120

Mike

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 10/28/2019 3:31:17 PM
To: "William Malone" <malone.will@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>
Cc:
Bcc:
Subject: Endocrine Society's Latest Slime

Have you guys seen this garbage that just got released?

"Endocrine Society urges policymakers to follow science on transgender health"

"Considerable scientific evidence has emerged demonstrating a durable biological element underlying gender identity. There do not seem to be external forces that genuinely cause individuals to change gender identity. The Endocrine Society called for policies to reflect this reality in our position statement on transgender health."

So what exactly is the science?

Following the trail leads to their position statement:

https://www.endocrine.org/advocacy/priorities-and-positions/transgender-health

Saraswat A, et al. Evidence Supporting the Biologic Nature of Gender Identity. Endocr Pract. 2015 Feb;21(2): 199-204.

So who authored the study?

No surprises to find Joshua Safer but who's this Jamie Weinand guy?

https://journals.aace.com/doi/abs/10.4158/EP14351.RA

A transgender man...

"Jamie Weinand is a fourth-year med student and a trans man."

https://tgforum.com/the-week-in-trans-32717/

Seem Kristina Olson can't find the evidence:

"Thus, whereas the topic is an active line of work in many research laboratories around the world, definitive conclusions about genetic and neural correlates of gender identity remain elusive."

https://www.scientificamerican.com/article/when-sex-and-gender-collide/

Attachment:

From: Richard Mast
Sent: 1/22/2020 10:07:48 AM
To: "afsabatini@gmail.com" <afsabatini@gmail.com>, "Fred Deutsch" <drfred@deutschclinic.com>
Cc: "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <RMast@LC.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "James Shupe" <jamie.shupe@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Subject: Florida House - Vulnerable Child Protection Act
Attachments: HB1365.pdf

All,

Please meet Rep. Anthony Sabatini. His legislative assistant's email is below.

Anthony is requesting any experts, particularly MDs, in favor of HB 1365 VCPA to send him letters stating their opinions, which can be sent via the .gov email addresses below.

He is also requesting any available experts to appear and give personal testimony.

He believes the FL VCPA HB 1365 will be heard in Committee Week 3 or 4 at the Health Quality subcommittee – most likely Wednesday, January 29, 2019; or Wednesday, February 5.

If you are willing to appear or send a letter, please contact Anthony on his cell, below, or at afsabotini@gmail.com.

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774
Orlando, FL 32854
(407) 875-1776 phone
(407) 875-0770 fax
LC.org
Offices in DC, FL, and VA
*Licensed in Virginia

From: Carter, Jason <Jason.Carter@myfloridahouse.gov>
Sent: Tuesday, January 21, 2020 5:24 PM
To: Richard Mast <RMast@LC.org>
Cc: Sabatini, Anthony <Anthony.Sabatini@myfloridahouse.gov>; McClain, Matthew <McClain.Matthew@flsenate.gov>
Subject: Florida House Bill 615 - Vulnerable Child Protection Act

Good Afternoon Mr. Mast,

Rep. Sabatini is sponsoring this bill in the Florida House and we are trying to compile a list of experts that could advocate in support of this bill. We are trying to compile a list of scientific or medical experts. I look forward to hearing from you and please reach out to Rep. Sabatini directly on his cell phone if you would like (352) 455-2928. Looking forward to hearing from you! Have a great rest of the day!

Respectfully,

Jason Lee Carter, Esq.
Legislative Assistant to Anthony Sabatini
Florida House of Representatives, District 32
(850) 717-5032

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 2/2/2020 5:23:40 PM
To: "Michael Laidlaw" <mike@drlaidlaw.com>
Cc:
Bcc:
Subject: Florida Legislature
Attachments: HB1365.Testimony.James.Shupe.signed.pdf

Dr. Laidlaw,

I don't yet if they'll enter this into the record tomorrow during testimony but they asked me to write something.

I gave your Public Discourse article about Jazz a mention.

Blessings,

James

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/13/2020 7:08:05 PM
To: "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Bcc:
Subject: Florida's Child Protection Act

All,

Florida's Senator Baxley has filed the Vulnerable Child Protection Act.

Not seeing it reported in the media yet from any mainstream sources.

https://www.flsenate.gov/Session/Bill/2020/1864/BillText/Filed/HTML

Blessings,

James

Attachment:

From: Fred Deutsch
Sent: 1/15/2020 11:45:37 AM
To: "Natasha Chart" <natasha.chart@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Scott Newgent" <scottnewgent@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Andre Van Mol" <95andrev@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "David Pickup" <davidpickuplmft@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Scott, Greg" <Greg.Scott@heritage.org>, "Jane Robbins" <rlrobb123@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc:
Subject: FW: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth
Attachments: image003.png

We will need to respond to the suicidal thoughts quote. Who is best qualified on our team? Bernie? - Fred

From: Janna Farley <jfarley@aclu.org>
Subject: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth
Date: January 15, 2020 at 12:11:18 PM CST
To: Chapter Media <ChapterMedia@aclu.org>

FOR IMMEDIATE RELEASE: Jan. 15, 2020
MEDIA CONTACT: Janna Farley, jfarley@aclu.org or 605-366-7732

ACLU of South Dakota opposes House Bill 1057

The ACLU of South Dakota opposes House Bill 1057, a bill that would criminalize doctors for providing medically necessary care for transgender youth.

The bill, which was introduced Tuesday, would make it a felony for medical providers to treat youth consistent with evidence-based treatment protocols. HB 1057 continues the streak of bills that would codify discrimination against transgender youth that the South Dakota Legislature has attempted to pass over the last five years.

Like all health care, health care for transgender youth is individualized and based on the needs of each particular person. This bill would take away private health care choices around the provision of medical care consistent with prevailing medical and scientific standards. Such choices should be made between a doctor and a patient, not politicians.

â€œTransgender kids, like all kids, deserve a chance to experience joy, to learn in a safe environment, to get the health care that they need, and to survive into adulthood,â€ said Libby Skarin, policy director for the ACLU of South Dakota. â€œWhen the government proposes laws that would stigmatize them and undermine their care, they lose those opportunities.â€

By blocking medical care supported by every major medical association, including the American Academy of Pediatrics and the American Medical Association, the legislature is compromising the health of trans youth is dangerous and potentially life-threatening ways. Research shows that transgender youth whose families affirm their gender identity have a 52 percent decrease in suicidal thoughts, a 48 percent decrease in suicide attempts and significant increases in self-esteem and general health.

No other state has passed a law like HB 1057. It is unconstitutional to single out one group of people and categorically ban all care, no matter how medically necessary.

â€œEvery year, South Dakota lawmakers zero in on transgender youth and every year the transgender community is hurt while meaningful problems go unaddressed,â€ Skarin says. â€œThe more we legislate solutions in search of problems, the more our communities suffer. Itâ€™s time we stop these attacks and focus on issues that matter to the people of South Dakota. Discrimination against a marginalized group is a distraction from the stateâ€™s real needs and hurts us all.â€

About the ACLU of South Dakota

Decisions made during the annual sessions of the South Dakota Legislature have a deep and lasting impact on our stateâ€™s people and communities. As new laws are created and others repealed or written, itâ€™s important to ensure that these changes preserve and strengthen our constitutional rights.

Based in Sioux Falls, the American Civil Liberties Union of South Dakota is a non-partisan, nonprofit organization dedicated to the preservation and enhancement of civil liberties and civil rights. The ACLU of South Dakota is part of a three-state chapter that also includes North Dakota and Wyoming. The team in South Dakota is supported by staff in those states.

The ACLU believes freedoms of press, speech, assembly, and religion, and the rights to due process, equal protection and privacy, are fundamental to a free people. In addition, the ACLU seeks to advance constitutional protections for groups traditionally denied their rights, including people of color, women, and the LGBTQ communities. The ACLU of South Dakota carries out its work through selective litigation, lobbying at the state and local level, and through public education and awareness of what the Bill of Rights means for the people of South Dakota.

###

From: Sandy Shupe
Sent: 11/11/2017 10:55:27 AM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Fw: Ann Schelbe asked me to contact you

Sent from Yahoo Mail for iPad

Begin forwarded message:

On Monday, March 17, 2014, 10:51 PM, Sandy Shupe <sc6463@yahoo.com> wrote:

Myself and some of the other local girls see Dr. Charles Yahr for facial electrolysis. It's expensive but he's certified and the best in entire area.

This is a good link to explain the different types:

http://www.gendercentre.org.au/resources/fact-sheets/old/electrolysis-information.htm

http://www.yahrelectrolysis.com/

This shows who is actually certified in Pa.

http://electrology.com/find.html?st=0&state=PA

I never wasted any time of money on laser because it's not permanent hair removal. Some of my friends started laser, but gave it up and have switched to electrolysis for that reason.

I can seriously relate to being a loner over this. I was myself for most of my life because of being trans and also because of childhood sexual abuse. My transition involved coming to terms with both. I'm not out to my parents due to their conservative values and advanced age. I actually moved to Pittsburgh from Maryland to distance myself from family. Same goes for my siblings. It's a big source of pain for me that I'm still coming to terms with. My wife and college age daughter both know of course, and I'm out in the trans community.

Cattivo is the most popular meeting place for the trans community:

http://www.cattivo.biz/

"Garden of Peace Project" does "Transition Thursdays" each Thursday evening at 10 p.m. Most of us that are going to come tend to show up earlier than that. It's not a big crowd, but a chance to meet people, and the faces change quite often. My wife and I normal get there around 7:30 to 8:00 p.m. Strange, but it's actually in a residential neighborhood. No parking meters, but sometimes tough late in the evenings, but early arrival is pretty easy to find something.

http://www.gardenofpeaceproject.org/transition-project.html

A large number of people including myself and my wife go to Metro Family Practice and see Dr. Aiken. She's amazing. Treats people so well my wife even decided to become a patient there for her needs.

If you ever feel the need to talk or ask something anonymously, this is a great place:

http://www.reddit.com/r/asktransgender/new/

Just create a regular or anonymous throwaway id and ask away. Lots of good advice and friendly people there.

That's what comes to mind for now.

Let me know if you want to join us some Thursday evening at Cat's. You can come dressed or in boy-mode, whatever you feel comfortable with.

Jamie

From: Joshua Stoehr <irishknight01@msn.com>
To: Sandy Shupe <sc6463@yahoo.com>
Sent: Monday, March 17, 2014 10:18 PM
Subject: RE: Ann Schelbe asked me to contact you

Thanks for contacting me! I have been dealing with this since i was little with no one to help but my old neighbors mom. My own parents didn't even know until recently.
I have given up caring what people say so im going for what i need to do. I have no idea where to go or what to do around here. I see Anne and she refereed me to a doctor i will see on Friday. I also go to Ideal Image for the hair removal, which was refereed to me by my dermatologist. I know zero places to meet people like us, I have been a loner my entire life because of this. Any info that you wish to send my way would be greatly appreciated!

~Mikalya~

Date: Mon, 17 Mar 2014 18:48:33 -0700
From: sc6463@yahoo.com
Subject: Ann Schelbe asked me to contact you
To: irishknight01@msn.com

Hi Mikalya,

My name is Jamie Shupe, I'm a transgender woman. I also see Ann and she asked me to contact you.

As for a little about me, my wife and I moved to Pittsburgh in November, 2013. I'm an Army retiree and I began transitioning at age 49. Thirteen months ago I started HRT.

I wanted to reach out and see if there is anything transition related that I can help you with?

I've been active in the trans community here in Pittsburgh since moving here, so I'm pretty knowledgeable about what the medical and transition

resources are, and where people hang out etc.

Feel free to contact me with anything you need help with and I'll do my best to point you in the right direction, or assist you personally.

Jamie

P.S: Tomorrow's a big day, I have my final court hearing for my name change.

(Sandy is my wife. We share this email address)

From: Jamie Shupe
Sent: 3/13/2019 6:55:11 AM
To: "media@womensliberationfront.org" <media@womensliberationfront.org>
Cc:
Bcc:
Subject: Fw: Connecting Kara and Jamie

Hi Kara,

Please reach out for anything that I can be of assistance with.

On the same token, I've been looking for some legal help over Social Security forcing me to identify my male sex as a gender since I've desisted. If you can point me anywhere on that It would be greatly appreciated. I'll forward the documents.

Looking forward to speaking with you.

Jamie

---- Forwarded Message ----
From: brandon.showalter@christianpost.com <brandon.showalter@christianpost.com>
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Cc: "media@womensliberationfront.org" <media@womensliberationfront.org>
Sent: Wednesday, March 13, 2019, 9:46:42 AM EDT
Subject: Connecting Kara and Jamie

Hi Jamie,

So great to connect with you just now on Twitter. CC'd on this email is my friend Kara Dansky who coordinates media for and is on the board of Women's Liberation Front. She is an attorney here in Washington, DC, was one of the feminists on the Heritage panel in late January that you referenced in your recent interview with Laura Ingraham, and is one of the most articulate people I know who gets the gender identity issue inside and out, especially as it pertains to law and public policy.

The article you penned in the Daily Signal this week was quite compelling. I'll be sending you a subsequent email, but I'll let you and Kara take it from here and chat.

Best,

Brandon Showalter
CP Reporter

From: Fred Deutsch
Sent: 1/25/2020 7:06:55 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: FW: HB1057 House Floor Vote

Suggestions how to respond? - Fred

From: Astrid Huetson <foehunter462@gmail.com>
Sent: Saturday, January 25, 2020 7:46 AM
Subject: HB1057 House Floor Vote

I have written and rewritten this letter innumerable times and I fear that there will be not "right" way to wordsmith this. I implore you to please vote "No" on HB1057 when it goes to the House Floor.

This bill is particularly sinister when examined in detail. The BLUF is that South Dakota 2020 House Bill (HB) 1057 makes it illegal for a medical professional to offer gender affirming surgery or hormone therapy to any child under the age of 16.

As a transgender woman who chose to stay in South Dakota when I retired, I feel that I can offer some genuine insight into the "concerns" this bill is addressing. I will give them the benefit of a doubt and assume that they didn't know the truth behind their actions, kind of like doing the wrong thing for the right reasons scenario.

This in direct conflict with research from 2019 which found that transgender children's gender identity is just as "real" (my word) as that of cisgender children. (1,2) Just as you **knew** that you "were" a boy or a girl as a child, a transgender child knows that they are a boy or girl as well. They weren't coerced, trained or brought up to think that, it is just a fact that they know to be true in their mind.

This was submitted as the "Vulnerable Child Protection Act" in an attempt to pull at the "think of the poor defenseless children" emotional angle. In reality, this bill is exactly the opposite. Transgender children suffer immense mental anguish as they develop through puberty as their body develops in direct opposition to the mind. This leads to a near constant questioning of why they are different and unable to find solace in their physical body like their peers. Unfortunately this leads to an disproportionately high suicide attempt rate. Estimates are as high as 50% for transgender boys and 30% for transgender girls. (3). I can attest that being on Hormone Replacement Therapy has literally been a life saver. The mental static is erased and peace can finally be found as the brain is no longer being "poisoned" by the body pumping it full of a hormone cocktail that is incompatible. Imagine being in a constant state of physical pain and then feeling the wave of relief as the pain management medication finally takes hold. This is not an exaggeration of how significant the feeling is.

This bill also included a ban on gender affirming surgery. No surgeon in SD will perform such a surgery on a minor now, nor will any insurance cover such a procedure. Including this in the bill is nothing more than a dog whistle for people to rally behind to "protect" the children from the specter of regretting transitioning. The VAST majority (97.8%) of adults who transitioned as a child have absolutely no regrets for their transition (4).

In summary, this bill does absolutely nothing to protect transgender children and will only serve to take away any treatment options. These decisions are extremely personal and should only be made between the (1) patient/minor (2) guardian/parent and (3) medical professional. The state has no business interfering with this. There are enough measures in place already to triple-check that the proposed treatment is the most appropriate course of action.

-Astrid Huetson

(1) Eckart, Kim. 11.18.19. "Among transgender children, gender identity as strong as in cisgender children, study shows." University of Washington News. https://www.washington.edu/news/2019/11/18/among-transgender-children-gender-identity-as-strong-as-in-cisgender-children-study-shows/
(2) Yong, Ed. 1.15.19. "Young Trans Children Know Who They Are." The Atlantic. https://www.theatlantic.com/science/archive/2019/01/young-trans-children-know-who-they-are/580366/
(3) "Transgender Children & Youth: Understanding the Basics." Human Rights Campaign Website. https://www.hrc.org/resources/transgender-children-and-youth-understanding-the-basics
(4) Dhejne, Cecilia & Oberg, Katarina & Arver, Stefan & Landén, Mikael. (2014). An Analysis of All Applications for Sex Reassignment Surgery in Sweden, 1960-2010: Prevalence, Incidence, and Regrets. Archives of sexual behavior. 43. 10.1007/s10508-014-0300-8.

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 3/23/2020 2:24:31 PM
To: "james.shupe.fl@gmail.com" <james.shupe.fl@gmail.com>
Cc:
Bcc:
Subject: Fw: Idaho Vital Statistics Integrity Act - short window for

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----- Forwarded Message -----
From: Walt Heyer <waltsbook@yahoo.com>
To: jamie.shupe@yahoo.com <jamie.shupe@yahoo.com>
Sent: Saturday, March 21, 2020, 06:44:24 PM EDT
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

I was not aware of that until after the fact when you told me.

Many people still do not know what to do with the people and this is an example.

Walt

On Sat, Mar 21, 2020 at 4:36 PM, James Shupe (Formerly Jamie Shupe)
<jamie.shupe@yahoo.com> wrote:

> Is it readily apparent that I'm still highly pissed about what I would describe as getting blindsided upon learning that Fred's plan was to have trans-identifying people, who's position was that it was medically necessary for them to transition, to testify for his bill?
>
> Yeah, I'm still pissed about that stupid idea. Had I known that was the plan, I wouldn't have gotten involved.
>
> On Saturday, March 21, 2020, 11:47:09 AM EDT, Walt Heyer <waltsbook@yahoo.com> wrote:
>
> The surgeon who performed over 4000 surgeries admitted no one "transitions"
> In a California Court Document I have.
> Some of the contents of the document:
> https://www.dailysignal.com/2020/02/21/sex-change-isnt-surgically-possible-my-surgeon-testified-in-court/
>
> Walt
>
> On Sat, Mar 21, 2020 at 10:58 AM, James Shupe (Formerly Jamie Shupe)
> <jamie.shupe@yahoo.com> wrote:
>
> > Fred,
> >
> > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.

Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.

In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.

So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> > > >
> > > > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > >
> > > > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > > > >
> > > > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > > >
> > > > > > Yes. This must be personalized!
> > > > > >
> > > > > > Stories - not facts - move people to act!
> > > > > >
> > > > > > Sent from my iPhone
> > > > > >
> > > > > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > > > > >
> > > > > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
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Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James
>
> On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
>
> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>
> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> >
> > Mary E. McAlister, Esq.
> > Senior Litigation Counsel
> > Child & Parental Rights Campaign
> > P.O. Box 637
> > Monroe, VA 24574
> > 434 610-0873
> > mmcalister@childparentrights.org
> > childparentrights.org
> >
> > On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
> >>
> >> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
> >>
> >>
> >>
> >> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
> >>>
> >>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
> >>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
> >>>
> >>> If any of you are on twitter, please retweet. Thank you! -K
> >>>
> >>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
> >>>>
> >>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is

uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
>>>>
>>>>
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,

>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>
>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Hello Richard– just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> I think that works.
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone

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>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this – something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/21/2020 2:56:48 PM
To: "Quentin Van Meter" <kidendo@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>
Cc:
Bcc:
Subject: Fw: Opposition strategy outlined in article. Have suggestoin

---

Okay, forwarding it to Natasha.

James

----- Forwarded Message -----
From: QUENTIN VAN METER <kidendo@comcast.net>
To: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Tuesday, January 21, 2020, 05:54:49 PM EST
Subject: Re: Opposition strategy outlined in article. Have suggestoin

Yes- this is the article she authored and it was published about the same time she was interviewed in *Pediatric News* touting GnRH agonist therapy as an accepted practice for trans kids who have just entered puberty. Thanks for digging around.

Quentin

> On January 21, 2020 at 5:16 PM "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com> wrote:
>
> Is this it, Quentin?
>
> https://pediatrics.aappublications.org/content/pediatrics/137/4/e20154366.full.pdf
>
> On Tuesday, January 21, 2020, 05:05:43 PM EST, QUENTIN VAN METER <kidendo@comcast.net> wrote:
>
> It will take some digging because it was in a "throwaway" publication like Pediatric News.
>
> Quentin
>
> > On January 21, 2020 at 4:40 PM Natasha Chart <natasha.chart@gmail.com> wrote:
> >
> > Do you have a link for that, please?
> >
> > On Tue, Jan 21, 2020, 4:32 PM QUENTIN VAN METER < kidendo@comcast.net> wrote:
> >
> > > Dr.Leena Nahata, a trans-affirmation advocate endocrinologist in Ohio, decried the use of puberty blockers in hyper-libidinous teenage boys with severe autism because it was unethical to treat someone who could not consent to it legally while, at the same time, she is pushing for puberty blockers in trans kids in the early stages of puberty. Can't make up this stuff!

Quentin

On January 21, 2020 at 2:23 PM "James Shupe (Formerly Jamie Shupe)" < jamie.shupe@yahoo.com> wrote:

In case it's not on the radar, the same folks arguing for chemical castration in children for the purpose of gender confirmation are usually against the same thing being used on sex offenders. The treatments are one and the same.
James

Sent from Yahoo Mail on Android

On Tue, Jan 21, 2020 at 2:19 PM, Natasha Chart
< natasha.chart@gmail.com> wrote:

Exactly.

And even in the case of something like cancer, any sterilization is a side effect, rather than a goal, of a treatment for other purposes. There's no directive that children with cancer must be sterilized, and if doctors could prevent that outcome, surely they would. For no other type of child is that considered a humane end goal of treatment.

On Tue, Jan 21, 2020, 1:46 PM Vernadette Broyles < vbroyles@childparentrights.org> wrote:

Barring an actual physical disease state for which such interventions offer a cure. Puberty and a child's biological sex are not a disease. They are part of normal human development and human functioning to be protected in a developing minor.

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

5805 State Bridge Rd., Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

On Jan 21, 2020, at 1:38 PM, Natasha Chart < natasha.chart@gmail.com> wrote:

Kara will be joining us to testify, and I bet that she would be willing to join a statement saying that there's no definable class of person who needs to be sterilized as children.

On Tue, Jan 21, 2020, 12:57 PM Vernadette Broyles < vbroyles@childparentrights.org> wrote:

Fred and all,

CPR-C can prepare a rebuttal this week to the ACLU that Mary (UCAL Berkely), Jane Robbins (Harvard Law), and I (Harvard Law, Guardian ad Litem for children) can sign and send. I can ask Kara Dansky (former ACLU lawyer) of Womens Liberation Front if she'd be willing to sign from the left. Mary's email re: involuntary sterilization would be key part of the response. We also need to stress the point the the ACLU is entirely missing the point of this bill — it nothing to do with discriminating against any class of children, but rather everything to do with protecting a vulnerable group of children, and all children (given the social contagion). While there may be a constitutional right to refuse to carry a child to term (under Roe), there is no constitutional right to chemically and surgically mutiliating one's healthy body, where there is no disease to be treated — that is child abuse.

When would you need this?

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

5805 State Bridge Rd., Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

> On Jan 16, 2020, at 11:42 AM, Michael Laidlaw < mike@drlaidlaw.com> wrote:
>
> Very well stated Mary.
>
> On a different note, I have this new thread dispelling the "wrong puberty" argument.
>
> https://twitter.com/MLaidlawMD/status/1217698028858986497
>
> -Mike
>
> On 2020-01-16 07:08, Mary McAlister wrote:
>
> > Yes, and also point out that these procedures amount to involuntary sterilization of minors. They cannot legally or psychologically consent. Their parents cannot give informed consent since the knowledge necessary for informed consent does not exist. The Supreme Court struck down laws providing for sterilization of serial criminals in Skinner v. Oklahoma and mentally incompetent adults cannot be sterilized even if their guardians consent without a court order. Are the ACLU and similar groups advocating for involuntary sterilization of children? Also their equal protection arguments are without merit. " Transchildren" are not being treated differently from other children. In fact the opposite is true. This bill will ensure that "transchildren" have the same protections from dangerous medical experiments as do other children.
> >
> > On Thu, Jan 16, 2020, 8:55 AM Natasha Chart < natasha.chart@gmail.com> wrote:
> >
> > > Agreed.
> > >
> > > On Thu, Jan 16, 2020 at 8:33 AM < drmcretella@gmail.com> wrote:
> > >
> > > > Let's Memorize Katherine's response and repeat it ad nauseam regardless the question or accusation. That is the bottom line here. We must be bull dogs on this fact and principle.
> > > >
> > > > Sent from my iPhone
> > > >
> > > > > On Jan 16, 2020, at 7:59 AM, Kelsey Coalition < kelseycoalition@gmail.com>

wrote:

No doctor or parent has a right to subject a child to a life-altering medical experiment with unknown long-term consequences. Without this ban in place, SD will follow what is already happening in other states: minors who successfully sue in court to obtain this supposedly "life-saving" medical intervention. And when they grow up with irreversible regret, who will be liable? The state.

This ban is also important to prevent custody battles. We have several parents who have reached out to the KC because of a former spouse who is intent on medicalizing their child. Finding an attorney to help is nearly as difficult as finding a therapist. And even when they do, who knows how a judge will rule? Banning these procedures will take these serious medical decisions away from misinformed judges.

The claim that this is lifesaving medically necessary intervention is the big unchallenged domino that is driving both the legal and medical scandal. This is an oft-repeated claim with no support and it must be confronted directly.

On Wed, Jan 15, 2020 at 6:47 PM Natasha Chart < natasha.chart@gmail.com> wrote:

> The ACLU have done as much as anyone could to make sure it's impossible to define a class of persons under these laws.
>
> On Wed, Jan 15, 2020, 5:22 PM < drmcretella@gmail.com> wrote:
>
> > Mike,
> > Look at

the medical claim in that "legal" ACLU quote; it is false on multiple grounds

"no such thing as a medically diagnosable group of trans anybody; we are talking about minors! blockers, wrong sex hormones and surgical mutilation are never medically necessary in minors!"

Sent from my iPhone

> On Jan 15, 2020, at 5:00

PM, David Pickup <davidpickuplmft@gmail.com> wrote:

Translation...

."It's oktoharmboysbyremovingbodypartsbecauseatleastwe'repressure

viing a class of people." This is the height of political correctness.

David Pickup, LMFT-S
(888) 288-2071



15851 Dallas Parkway, Suite 600
Addison, TX 75001
www.davidpickuplmft.com

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A N D D E L E T E T H I S M E S S A G E F R O M

Y O U R S Y S T E M .

On Jan 15, 2020, at 3:56 PM, Michael Laidlaw <mikel@drlaidlaw.com> wrot

e:

"TheACLUofSDsaidinastatementthatit'sunconstitutionaltosing

leoutonegroupofpeopleandcategorically ballcare, nomatterhowmed

ically necessary".

Legal experts have an opinion on that statement?

- M

ike

On 2020-01-15 11:59, FredDeutschwrote:

Updated and expanded arti

clefromourstate'slargestpaper.Manyofthelinesofthoughtttheoppposi

tionswillluseisoutlinedinthearticle.Letmeknowanyrecommendations

youmayhavetocounter.-Fred

https://www.argusleader.com/story/

news/politics/2020/01/15/south-dakota-legislature-bill-would-p

unish-doctors-who-perform-sex-reassignment-surgeries-lgbt/4476

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www.KelseyCoalition.org

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Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 11/5/2019 2:28:39 PM
To: "Roger Brooks" <rbrooks@adflegal.org>
Cc:
Bcc:
Subject: Fw: Request For A Standards Of Care Document By ACPeds
Attachments: Andrea CAGLE Plaintiff-Appellant v UNITED STATES OF AMERICA Defendant-Appellee.doc

---

Mr. Brooks,

I just sent this off to Dr. Cretella, but I think it's something ADF might want to get involved in to help get authored as well if possible.

Thanks!

James Shupe

---- Forwarded Message ----
From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
To: Cretella Michelle <drmcretella@gmail.com>
Sent: Tuesday, November 5, 2019, 05:26:11 PM EST
Subject: Request For A Standards Of Care Document By ACPeds

Hello Dr. Cretella,

I wanted to reach out and see if the medical association you are involved with would consider authoring a "standards of care" for people suffering from gender issues?

As you well know, WPATH has one, which is going to cause problems for litigants who have been harmed by gender ideology.

The following court document is provided for your review to show the need for such a document.

My best,

James Shupe

---- Forwarded Message ----
From: "westlaw@westlaw.com" <westlaw@westlaw.com>
To: "bob@sullivanshoemaker.com" <bob@sullivanshoemaker.com>; "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Sent: Thursday, August 8, 2019, 12:42:40 PM EDT
Subject: Andrea CAGLE, Plaintiff-Appellant, v. UNITED STATES OF AMERICA, Defendant-Appellee.

Bob Sullivan sent you content from Westlaw.
Please see the attached file.

Item: Andrea CAGLE, Plaintiff-Appellant, v. UNITED STATES OF AMERICA, Defendant-Appellee.
Citation: 2018 WL 816387
Sent On: Thursday, August 8, 2019
Sent By: Bob Sullivan
Client ID: SHUPE

Note: James: The key language is "breach of the applicable standard of care". This is a brief filed by the VA in a recent Med Mal case in Florida. It is not a perfect resource, but it does show you some of the arguments you are likely to face from the VA when you file.

Westlaw © 2019 Thomson Reuters. No claim to original U.S. Government Works.

Attachment:

From: Vernadette Broyles

Sent: 10/30/2019 7:40:08 AM

To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Cretella Michelle" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "William Malone" <malone.will@gmail.com>, "Matt Sharp" <msharp@adflegal.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Gary McCaleb" <gmccaleb@adflegal.org>, "Shafer Jeff" <jshafer@adflegal.org>, "Keller Jonathan" <jonathank@californiafamily.org>, "Burt Greg" <gregb@californiafamily.org>, "Laura Haynes" <laurahaynesphd3333@gmail.com>, "Jax Rene" <renejaxiwritebooks@gmail.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Grossman Miriam" <miriamgrossmanmd@hotmail.com>, "Andre Van Mol" <95andrev@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>

Cc: "Mary McAlister" <mmcalister@childparentrights.org>, "Quentin Van Meter" <kidendo@comcast.net>, "Jane Robbins" <rlrobb123@gmail.com>

Subject: Fwd: GA bill

Attachments: PastedGraphic-13.png, PRESS RELEASE - EHRHART - VULNERABLE CHILD PROTECTION ACT.pdf

---

Team

Truth is arising in Georgia! Representative Earhart, with whom Jane Robbins and I met a couple of weeks ago, released this press statement today. She is filing our bill this legislative session in Georgia.

Kudos to Quentin, who makes a powerful statement in support of this bill right out the starting gate! You all should know that Ginny (Rep. Earhart) beat her Democratic opponent last year in a very purple district within the city limits of Atlanta who was a trans-activist parent campaigning on this issue. Ginny stood passionately and courageously on the truth and beat her. She is a fantastic God-choice to carry this bill forward. And sheâ€™s working with Fred too.

Am stoked for what God is doing in Georgia â€” including a stall to the trans activist agenda in Pickens County (weâ€™re on it)! And intercessors are praying. Please add us and Rep. Ginny Earhart to your prayer teams around the country.

Quentin â€” May need your help on Pickens County - will be in touch.

Blessings to all!

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel
Child & Parental Rights Campaign
5805 State Bridge Road
Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org

www.childparentrights.org

Attachment:

From: Julianne Young

Sent: 2/5/2020 4:53:53 PM

To: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>

Cc:

Subject: Fwd: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Attachments: Vital Statistics draft (3).pdf

I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!

On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>
> Thoughts on this idea?
>
> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
> >
> > Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
> >
> > They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to

(4) are straightforward.

They raised some good questions regarding (5) though:

1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.

2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?

The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!

Representative Young

On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>
> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
>
> > The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
> >
> > **Richard L. Mast, Esq.***
> > *Senior Litigation Counsel*
> > **Liberty Counsel**
> > PO Box 540774
> > Orlando, FL 32854
> > (407) 875-1776 phone
> > (407) 875-0770 fax
> > LC.org
> > Offices in DC, FL, and VA
> > *Licensed in Virginia
> >
> > **From:** Julianne Young <juliannehyoung@gmail.com>
> > **Sent:** Wednesday, February 5, 2020 12:05 PM
> > **To:** Richard Mast <RMast@LC.org>
> > **Subject:** Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
> >
> > Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.

On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:

> I think that works.
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
> **Liberty Counsel**
> PO Box 540774
> Orlando, FL 32854
> (407) 875-1776 phone
> (407) 875-0770 fax
> LC.org
> Offices in DC, FL, and VA
> *Licensed in Virginia
>
> **From:** Julianne Young <juliannehyoung@gmail.com>
> **Sent:** Wednesday, February 5, 2020 10:18 AM
> **To:** Richard Mast <RMast@LC.org>
> **Subject:** Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>
> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
>
> > The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
> >
> > of* unintended medical harm, and will greatly impede medical research.
>
> However, I'm not sure addresses your fundamental concern.
>
> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
>
> > I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
> >
> > I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
> >
> > **Richard L. Mast, Esq.***

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*Licensed in Virginia

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.

Thank you for your help in ironing out these final wrinkles.

Representative Young

On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

> Gee Whiz!
>
> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
>
> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
>
> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
>
> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!
>
> I feel better.
>
> BH
>
> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>
> > Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point,

without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.

My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.

Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC

On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:

> This is great, I love it. Thank you for doing this.
>
> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
> >
> > The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
> >
> > The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
> >
> > Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
> >
> > The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
> >
> > The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
> >
> > “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
> >
> > Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,

Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.

The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and

Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,

Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
>
> Julianne has a short window to receive comments (especially desired from the medical experts).
>
> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
>
> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
>
> Thanks,

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774
Orlando, FL 32854
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solely those of the author and do not necessarily represent those of the organization.

--



www.KelseyCoalition.org

From: Michelle Cretella
Sent: 1/10/2020 10:16:00 AM
To: "Jamie Shupe" <Jamie.shupe@yahoo.com>
Cc:
Subject: Fwd: idea to send to pringle on GIRL Act

YOU may have SALVAGED THIS. see below:
They are also going to get a well worded act from another state to him!

---------- Forwarded message ---------
From: **Becky** <Becky@alabamaeagle.org>
Date: Fri, Jan 10, 2020 at 12:57 PM
Subject: idea to send to pringle on GIRL Act
To: Margaret Clarke <margaretclarke317@icloud.com>, alaeagle@charter.net <alaeagle@charter.net>, Michelle Cretella <drmcretella@gmail.com>

What about something like this to him?

Hi Rep Pringle, I wanted to reach out and thank you for sponsoring the GIRL Act. I wasn't sure if you pre-filed it yet. The transgender issue is one that Eagle Forum has heavily researched and been involved with for some time. We are working on another important piece of legislation dealing with the medical side of transitioning. We want to do our best to educate the public and lawmakers on the inconsistent history of gender identity and in the harm of using the word *gender* instead of *sex*.

Here is a quote from www.GenderResourceGuide.com that you might find helpful. *Gender proposes a conception of human identity that is chosen, fluid, and not objectively verifiable. Gender can directly contradict sex, the observable and unchangeable biological status of being either male or female. A gender identity policy will, for example, typically allow students to enter restrooms regardless of their sex, or how well a student adheres to stereotypes of the opposite sex, demonstrating that these policies do not consider gender to be either sex, sex stereotypes, or behavioral aspects of sex. To prevent confusion, avoid the term "gender" and use the term "sex" instead.*

Please know we are here to help you and we applaud your efforts. We ask that you would consider revising your language to say biological sex vs gender. I think you will like this terrific resource that will help you in your talking points to other legislators. If you would like us to provide a bound copy for you we would be happy to.

Feel free to call me anytime. We are here to help. Thanks again!

Becky Gerritson

Executive Director

Eagle Forum of Alabama

334-452-0453

Becky@alabamaeagle.org

www.AlabamaEagle.org

From: Michelle Cretella
Sent: 1/10/2020 9:04:20 AM
To: "Jamie Shupe" <Jamie.shupe@yahoo.com>
Cc:
Subject: Fwd: Sex Not Gender

FYI
BTW: I will try to correct your name in my google contacts ... I'm a self-described technophobic technotard so ... be patient w me :0)

---------- Forwarded message ---------
From: **Margaret Clarke** <margaretclarke317@icloud.com>
Date: Fri, Jan 10, 2020 at 11:56 AM
Subject: Re: Sex Not Gender
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Eunie Smith <alaeagle@charter.net>, Becky <Becky@alabamaeagle.org>

Thank you Michelle. We did not know that this bill was on the table. We have plans to contact the Senator\Represenative involved.. Unfortunately, as you know, I am leaving the country and may not be able to do anything until I get back. I will copy Eunie and Becky on this warning. Thanks so much. God bless you,

Margaret Clarke
Sent from my iPhone

On Jan 10, 2020, at 10:52 AM, Michelle Cretella <drmcretella@gmail.com> wrote:

> Margaret,
> I hope that your AL Eagle Forum can educate legislators and I will mention the importance of language at the St. Louis Meeting. This is unfortunate re: AL "GIRL ACT" (see below by James Shupe - the former first legally recognized "non-binary" American who came to embrace reality and Christ, and just won the legal right to change his legal sex designation back to male). I am not sure we can correct the GIRL ACT (I've not been able to give that thought yet).
>
> In a nutshell: Sex is real, physical ... gender is SUBJECTIVE heavily rooted in sex stereotypes - we can have feminine appearing men; masculine appearing women but sex trumps gender in sports (and reality generally). Gender is a poisonous word.
> Best,
> Michelle
>
> ---------- Forwarded message ---------
> From: **James Shupe (Formerly Jamie Shupe)** <jamie.shupe@yahoo.com>
> Date: Fri, Jan 10, 2020 at 11:29 AM
> Subject: Sex Not Gender

All,

Speaking of legislative issues. Please do your best to educate lawmakers and others in the harm of using the word gender instead of sex.

This is Exhibit A from yesterday's news: “Gender is Real Legislative (GIRL) Act”

https://www.al.com/news/2020/01/alabama-lawmaker-aims-to-keep-transgender-athletes-off-school-teams.html

I shared this with Roger Brooks earlier.

The legal definition of gender only listed “masculine, feminine or neuter” to establish that state law applied equally to men and women, even when masculine pronouns were used, the Tuesday opinion said.

The appellate panel instead based its reasoning on the dictionary meaning of the word “gender” in 1988, which limited the meaning to “sex,” or the “biological roles of male and female.”

To assume that the 1988 use of “gender” in the ethnic intimidation law encompassed transgender individuals “strains credulity” and so the law cannot be applied to Steuball’s case, Gadola wrote.

https://www.detroitnews.com/story/news/local/michigan/2020/01/08/michigan-appeals-panel-ethnic-intimidation-law-does-not-protect-transgender/2844368001/

Similarly, as training materials are produced, it would be great to create some stuff about the dirty and inconsistent history of gender identity to educate lawmakers and give them talking points, something I've come to believe many policymaker are not familiar with.

I've started plugging all the inconsistent definitions of gender identity into this site of mine.

We've gone from the John Money days of transsexuals having a gender identity to it now being claimed that well have a gender identity. Then around 2011, the other 80 or so flavors of gender started getting unleashed and backed by the APA, etc.

https://sites.google.com/view/genderidentitydefinitions/gender-identity-definitions?authuser=0

The language matters. Every time we use the words gender or gender identity we are advancing the ideology as real and legit Apologies if I come off as preaching on this one, but I'm proof of the harm.

Blessings,

James

From: Jamie Shupe
Sent: 2/11/2019 12:59:39 PM
To: "docdrlaidlaw@gmail.com" <docdrlaidlaw@gmail.com>
Cc:
Bcc:
Subject: Greetings!

Hello Dr. Laidlaw,

Thanks for the kind words. I'm in Twitter jail today and can't use my account. Twitter locked my account for saying that gender dysphoria is a mental disorder after someone asked my thoughts on it. It's a 12-hour suspension. I hope to be back on tonight.

I hope you are well. Thanks to you also for being one of the few brave souls willing to take a stand for these kids.

I've got some nuke rounds to unload about my court victory. I hope some journalists are going to drop them very soon.

Jamie

Attachment:

From: Vernadette Broyles
Sent: 3/30/2020 2:11:26 PM
To: governor@gov.idaho.gov
Cc:
Subject: H500 Fairness in Womens Sports / H509 Idaho Vital Records Act
Attachments: CPRC Letter to Governor 3.30.2020.docx, Soule v CT DOJ Statement of Interest 3.24.2020.pdf, PastedGraphic-14.png

---

Dear Governor Little

Attached for your review is our letter from the Child & Parental Rights Campaign, Inc. urging you to sign two vital pieces of legislation — **H500**, the Fairness in Women's Sport and **H509** the Idaho Vital Records Act. Also attached is the Statement of Interest recently filed by the United States Department of Justice in a federal lawsuit brought by female athletes in Connecticut directly relevant to H500, which is in support of the female athletes.

Child & Parental Rights Campaign Inc. is a national public interest law firm with direct knowledge on these issues. Our letter seeks to provide significant information to fortify you in doing the right thing and **signing** both of these important bills.

Sincerely,

Vernadette Broyles, Esq.
President and General Counsel

Attachment:

From: Richard Mast
Sent: 1/21/2020 9:33:54 AM
To: "juliannehyoung@gmail.com" <juliannehyoung@gmail.com>, "Steve Smith" <steve@stevesmithlaw.com>
Cc: "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Attachments: Vital Statistics Integrity Act - 01212020.docx, ADF Brief- Birth Certificates Based on Factual Info - Montana.pdf

---

All,

Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.

Julianne has a short window to receive comments (especially desired from the medical experts).

Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.

There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.

Thanks,

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774
Orlando, FL 32854
(407) 875-1776 phone
(407) 875-0770 fax
LC.org
Offices in DC, FL, and VA
*Licensed in Virginia

This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 12/31/2019 7:28:40 AM
To: "Mike Laidlaw" <mike@drlaidlaw.com>, "William Malone" <malone.will@gmail.com>, "vbroyles@childparentrights.org" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "drmcretella@gmail.com" <drmcretella@gmail.com>, Pamosa27 <pamosa27@comcast.net>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Richard Mast" <rmast@lc.org>
Cc:
Bcc:
Subject: Important News: Success With My Oregon Court Case
Attachments: 2019_12_11_PETITION_FOR_CHANGE_OF_NAME_&_SEX_as_filed.pdf, James.Shupe.Male.Sex.Name.Change.Complete.Scan.With.Seal.pdf

---

All,

I have wonderful news to share. With the help of ADF, I have successfully petitioned the State of Oregon to restore my male birth sex and given name.

Working with the Oregon attorney that ADF secured, I crafted language in the petition I hope will be useful in future legal battles and prevent further use of the non-binary court order to advance that agenda.

The story should be out soon on PJMedia.

Attached are the court documents.

Blessings,

James Shupe

From: Michael Laidlaw
Sent: 2/11/2019 3:04:14 PM
To: "Michelle Cretella" <drmcretella@gmail.com>, Jamie.shupe@yahoo.com
Cc:
Subject: Introductions

Hello Michelle and Jamie,

Great pleasure to introduce Jamie Shupe to you Michelle. As you know he wrote the great federalist article and has also been making a lot of noise on Twitter. So they shut him up! For now...

And Jamie, you know Dr. Michelle Cretella, she was also critical in helping us in Rocklin when they were pushing trans madness into our schools. And of course she has so many great writings, videos, etc.

Mike

Attachment:

From: Jamie Shupe
Sent: 3/12/2019 1:55:25 PM
To: "Bob Sullivan" <bob@sullivanshoemaker.com>
Cc:
Bcc:
Subject: Jamie Shupe: Med Record
Attachments: mhv_SHUPE_20190312_1650.pdf

Here's the med records. I've been very careful with the VA to always use secure messaging for almost all discussions, so there would always be medical evidence.

It takes a 3 days or so for updates to them, only a couple minor notes missing.

On Tuesday, March 12, 2019, 4:47:53 PM EDT, Bob Sullivan <bob@sullivanshoemaker.com> wrote:

The medical records would be very helpful. And your contacts are very good. I'm especially a fan of Laidlaw.

> On Mar 12, 2019, at 3:43 PM, Jamie Shupe <jamie.shupe@yahoo.com> wrote:
>
> Here's another one: Andre Van Mol. I'm also in touch with Dr. Michelle Cretelaa.

> On Tuesday, March 12, 2019, 4:31:16 PM EDT, Robert Sullivan <bobsullivan402@gmail.com> wrote:
>
> Florida has good jury verdicts, and that is what you want if you are going to persuade doctors to practice sound medicine. I am looking at a few different attorneys who have had success in medical malpractice jury cases. I'll narrow it down and then try to put you in touch with the top pick.
>
> In the meantime, allow me to tell why I am motivated to help you and explain how and why I'd like to be involved in the litigation. I am a faithful Catholic who tries to use my legal skill to build the kingdom of God while at the same time, supporting my family. In addition to my law practice, I write, teach, and speak about the culture, faith, and the law as much as I can. My law practice has evolved to being primarily a litigation practice. I handle injury cases, medical malpractice (med Mal), contract disputes, construction cases, and agricultural litigation. If your case were in Nebraska, I'd probably want to file it for you.
>
> I'm not licensed in Florida, but even so, I'd like to be the lead attorney on your case, which is possible when a local attorney serves as co-counsel. This does not mean that you would pay two or more attorneys though. There is still one contingent fee, and it is the same percentage of the overall verdict or settlement. Med Mal contingent fees are usually about 50% of the verdict or settlement. They are high because the cases are difficult to win. This is the case even when they seem like they should be easy. If we can find a skilled attorney in Florida, your fees would still only be 50%. It is possible that the contingent fees in Florida med Mal cases are less than 50%. I'm okay with whatever the local practice is. If it is 40%, 35%, whatever. The good news is, you generally know if you have a good med Mal case pretty early in the process.
>
> I want to be the lead attorney for three main reasons: 1. Some excellent trial attorneys do not understand the cultural and/or religious implications of some cases. They fail to make some persuasive arguments because they don't know any better. I have experience making arguments based on science, statistics, ethics, and religion, when appropriate. 2. I am convinced that gender ideology is deadly. It is deadly to the individual and it is deadly to the culture. Many attorneys are not going to feel that way, but some might take your case anyway because they see the potential for a large verdict and publicity. If they are not as certain about the evil of gender ideology, they may not be as thorough and aggressive as they would otherwise be in a typical med Mal case. I think I can fill in that gap should it occur, even though we'd be looking for local counsel who is not simply looking for a large paycheck. 3. Your case is going to need some medical expert testimony. As a Catholic, and a Catholic who has some connections within the

Church nationally, I may have access to some experts who a non-Catholic and a non-Christian may not know. The experts may not be Catholic, but the only way we are likely to find them is through networking with Catholic physicians. The average psychologist, psychiatrist, or medical doctor is not going to want to lift a finger to help you. I think I could be a significant assistance to your case in this respect. Without experts who are willing to say that your doctors failed to provide the proper “standard of care”, you have no case. We find this out early in the process. If a doc steps forward and says there was medical malpractice, we move forward. If nobody steps forward, we keep on looking.

But we can’t keep looking forever. There is a statute of limitations on med Mal claims. In Nebraska, you have to make your claim within two years of the malpractice or the date when you had the capacity to understand it was malpractice. Florida appears to require it to be filed within two years, or in the case of fraud, 4 years. Either way, it is best to move quickly.

If this raises any questions or concerns for you, let me know and I’ll do my best to respond. As soon as we have a meeting of the minds, I’ll make some calls and see if we can get you in to see someone in the near future.

Bob S.
402-462-2110

Attachment:

From: miriam grossman
Sent: 10/30/2019 2:46:09 PM
To: "Laura Haynes, Ph.D." <laurahaynesphd3333@gmail.com>
Cc: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Michelle Cretella MD" <drmcretella@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "William Malone" <malone.will@gmail.com>, "Matt Sharp" <msharp@adflegal.org>, "Roger G. Brooks" <rbrooks@adflegal.org>, "Gary McCaleb" <gmccaleb@adflegal.org>, "Jeff Shafer" <jshafer@adflegal.org>, "Jonathan Keller" <jonathank@californiafamily.org>, "Greg Burt, Dir of Capitol Engagement" <gregb@californiafamily.org>, "Rene Jax" <renejaxiwritebooks@gmail.com>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Andre Van Mol MD" <95andrev@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Quentin Van Meter" <kidendo@comcast.net>, "Jane Robbins" <rlrobb123@gmail.com>
Subject: Kaiser study
Attachments: image001.png

Laura, thank you ! I'm testifying soon for a case in Colorado and this data will be very useful.

Miriam Grossman MD
Sent from my iPhone

On Oct 30, 2019, at 5:38 PM, Laura Haynes, Ph.D. <laurahaynesphd3333@gmail.com> wrote:

> Quentin and All,
>
> Here is recent and truly excellent research on trans children and minors among Kaiser-Permanente members in Georgia, northern CA, southern CA.
>
> From a presentation I just gave at the conference of the Society of Catholic Social Scientists, Oct. 29, 2019, Steubenville, Ohio (held at Franciscan University):
>
> Recommended messaging for Georgia:
>
> Kaiser-Permanente studied non-conforming gender identity in its members from 2006 to 2014. It found that 70%-71% of adolescents (ages 10-17) who later identified as gender non-conforming had high rates of other psychiatric diagnoses prior to first evidence of gender non-conformity, and most of those (60-66%) were in force during the 6 months before onset of gender non-conformity. Prevalence [prevalence ratios] of these diagnoses, and of hospitalizations for these disorders, compared to gender conforming boys and girls, mostly ranged from moderate to astronomically sky high. Children (ages 3-9) who later became gender non-conforming had a similar pattern of higher prevalence for lifetime disorders and 6-month-before-onset diagnoses, but in lower absolute numbers. Some children did not have other psychiatric disorders. Kohlberg said children are simply still developing their concept of gender identity up to age 7.
>
> Over the 8 years of the study, from 2006 to 2014, the number of gender non-conforming minors rose 800% in Georgia.

Additional information:

(Number of TGNCs roses 1100% in northern CA, southern CA was between northern CA and Georgia).

This retrospective and prospective, longitudinal study used the complete set of electronic medical records for an entire cohort of Kaiser-Permanente members at three sites (Georgia, northern California, and southern California) for the years 2006 - 2014.
It may be the first research that found onset dates of psychiatric disorders and first evidence date of gender non-conforming identity.

There were 427 TF (bio Ms) and 655 TM (bio Fs) children and adolescents = 1,082 GNCs (gender identity non-conformers means TFs + TMs).
(TF = trans female/bio male; TM = trans male/bio female)

Each was matched to 10 controls of the same bio sex + 10 of opposite bio sex.

Becerra-Culqui TA, Liu Y, Nash R, et al. Mental Health of Transgender and Gender Nonconforming Youth Compared With Their Peers. Pediatrics. 2018;141(5):e20173845

Blessings,
Laura

Laura Haynes, Ph.D., California Licensed Psychologist
USA Representative, International Federation for Therapeutic and Counselling Choice (IFTCC.org)
Chair of Research and Legislative Policy, National Task Force for Therapy Equality (TherapyEquality.org)
Consultant, American College of Pediatricians (ACPeds.org)
Member Research Committee, Alliance for Therapeutic Choice and Scientific Integrity (TherapeuticChoice.com)
Member, Coalition for Counseling Choice
Former President, Christian Association for Psychological Studiesâ€"Western Region
Lifetime Member, American Psychological Association
Member, California Association of Marriage and Family Therapists
P.O. Box 653, Tustin, CA 92781
714-665-3333

On Oct 30, 2019, at 8:43 AM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Fantastic! I believe Georgia will be the forth state to introduce the bill! â€“ Fred Deutsch

---

From: Vernadette Broyles <vbroyles@childparentrights.org>
Sent: Wednesday, October 30, 2019 10:40 AM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Cretella Michelle <drmcretella@gmail.com>; Michael Laidlaw <mike@drlaidlaw.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Monique Robles MD <pamosa27@comcast.net>; McHugh Paul <pmchugh1@jhmi.edu>; William Malone <malone.will@gmail.com>; Matt Sharp <msharp@adflegal.org>; Brooks Roger <rbrooks@adflegal.org>; Gary McCaleb <gmccaleb@adflegal.org>; Shafer Jeff <jshafer@adflegal.org>; Keller Jonathan <jonathank@californiafamily.org>; Burt Greg <gregb@californiafamily.org>; Laura Haynes <laurahaynesphd3333@gmail.com>; Jax Rene <renejaxiwritebooks@gmail.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Grossman Miriam <miriamgrossmanmd@hotmail.com>; Andre Van Mol <95andrev@gmail.com>; James Shupe <jamie.shupe@yahoo.com>
Cc: Mary McAlister <mmcalister@childparentrights.org>; Quentin Van Meter <kidendo@comcast.net>; Jane Robbins <rlrobb123@gmail.com>
Subject: Fwd: GA bill

Team

Truth is arising in Georgia! Representative Earhart, with whom Jane Robbins and I met a couple of weeks ago, released this press statement today. She is filing our bill this legislative session in Georgia.

Kudos to Quentin, who makes a powerful statement in support of this bill right out the starting gate! You all should know that Ginny (Rep. Earhart) beat her Democratic opponent last year in a very purple district within the city limits of Atlanta who was a trans-activist parent campaigning on this issue. Ginny stood passionately and courageously on the truth and beat her. She is a fantastic God-choice to carry this bill forward. And sheâ€™s working with Fred too.

Am stoked for what God is doing in Georgia â€" including a stall to the trans activist agenda in Pickens County (weâ€™re on it)! And intercessors are praying. Please add us and Rep. Ginny Earhart to your prayer teams around the country.

Quentin â€" May need your help on Pickens County - will be in touch.

Blessings to all!

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel
Child & Parental Rights Campaign
5805 State Bridge Road
Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

<image001.png>

Begin forwarded message:

From: jwrobbins <jwrobbins@protonmail.com>
Subject: GA bill
Date: October 30, 2019 at 10:30:31 AM EDT
To: Vernadette Broyles <vbroyles@adoptionfamilylaw.com>
Reply-To: jwrobbins <jwrobbins@protonmail.com>

Ginny decided the time was right. See press release, attached. Let the games begin.

Sent with ProtonMail Secure Email.

Attachment:

From: Vernadette Broyles

Sent: 1/9/2020 12:19:50 PM

To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <RMast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "James Shupe" <jamie.shupe@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>

Cc: "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>

Subject: Legislative Packet

Attachments: PARENT RESOURCE GUIDE - Chaps 1 -3 .pdf, SUICIDE MYTH HANDOUT.pdf, Medical Professionals Handout.pdf, Medical Interventions Handout .pdf, VCPA Whitepaper - generic.docx, PastedGraphic-14.png

---

Dear Team

Attached, at long last, is a **Legislative Packet** of information and documents that Jane Robbins and I created, with the help, review, and editing of Michelle, to be used in support of the Vulnerable Child Protection Acts being introduced in our respective states.

In this arena there is such ignorance, and misinformation, about the issue of transgenderism that we felt that legislators needed a primer to accurately understand it. We have received permission from the Minnesota Family Institute to use Chapters 1 - 3 of the Parent Resource Guide as such a primer. We then created handouts on the three key issues we know the other side is going to attack us on: 1) the suicide claim, 2) the claim that the medical community widely supports these treatments, and 3) the bald-faced lie (weâ€™ve already seen in the media) that these interventions are not happening in minors. Representative Ehrhart generously paid for the design work for the handouts to have a similar look to the Parent Resource Guide. Finally, is a generic Whitepaper, based on the SD and GA white papers we all worked on.

Our goal was to create a packet of information (well researched, full of citations, and formatted to catch the eye with the major points) that will educate and inform our legislators and supporting organizations, but also will arm them with ready answers for the major attacks of misinformation that will be thrown at them. Attached are the following:

- Parent Resource Guide - Chaps. 1 - 3 primer on the transgender issue (please note, we do not have permission to bind this document with any of the others)
- Suicide handout
- Medical professionals handout
- Medical Interventions in minors handout
- Whitepaper (generic)

I would very much like to hear what you all think about these handouts and the packet they create. Please share these with your legislators and feel free disseminate them as widely as possible with allies. We hope they become weapons in the hands of many warriors!

Vernadette

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"

Sent: 1/14/2020 9:50:22 AM

To: "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>

Cc: "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>

Bcc:

Subject: Legislative Talking Point Screenshot

Attachments: reddit.png

Sorry, helps to attach the screenshot, huh?

James

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/14/2020 9:47:59 AM
To: "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Bcc:
Subject: Legislative Talking Point

All,

I'd like to bounce a potential talking point off of all you and hear your feedback. I've attached a screenshot of the typical turmoil in the homes of these kids with gender confusion issues.

My talking point is, the state stepping in and creating regulatory law via the legislators such as Rep. Deutsch and others is actually taking the heat off of the parents to allow these dangerous medical interventions for kids. This type of legislation essentially shifts the responsibility to the person wanting the treatment to when they become of legal age in their state to get it. Once passed, it's no longer their parents saying no, it's the state.

For example, we don't have kids and families in turmoil because children can't drink, that's because it's not their parents stopping them from drinking, it's a state law.

Am I making sense here?

Because with these unscrupulous medical providers on standby to give these harmful drugs to children as soon as a parent says yes, it's the uncooperative parents that are taking the heat whenever they say no. Peers getting the treatment only worsens this scenario.

For the record, I'm not just bringing this up as a talking point, I believe in what I'm saying here based on what I see online and in the news.

Blessings,

James

From: Michael K. Laidlaw, MD (via Twitter)
Sent: 2/20/2019 7:55:30 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Michael K. Laidlaw, MD (@MLaidlawMD) has sent you a Direct Message on Twitter!

Michael K. Laidlaw, MD sent you a Direct Message.

https://t.co/QA8qDNSJRT

Reply

Settings | Help | Opt-out | Download app

Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

From: Michael K. Laidlaw, MD (via Twitter)
Sent: 2/21/2019 4:33:26 AM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Michael K. Laidlaw, MD (@MLaidlawMD) has sent you a Direct Message on Twitter!



Michael K. Laidlaw, MD sent you a Direct Message.

Thx!

Reply

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Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

From: Michael K. Laidlaw, MD (via Twitter)
Sent: 2/28/2019 4:28:25 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Michael K. Laidlaw, MD (@MLaidlawMD) has sent you a Direct Message on Twitter!

Michael K. Laidlaw, MD sent you a Direct Message.

Sorry missed it. You know. That's something I've been meaning to look into in more depth. If it's out there, it's probably animal research. I posted something a few weeks back about differential effects of growth hormone based on biological sex.

Reply

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Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

From: Michael K. Laidlaw, MD (via Twitter)
Sent: 2/28/2019 5:01:58 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Michael K. Laidlaw, MD (@MLaidlawMD) has sent you a Direct Message on Twitter!

Michael K. Laidlaw, MD sent you a Direct Message.

Ha! Gosh. I went into private practice because I hate dealing with bureaucracies, meetings etc. But maybe I'll have to.

Reply

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Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

From: Michael K. Laidlaw, MD (via Twitter)
Sent: 2/11/2019 12:53:39 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Michael K. Laidlaw, MD (@MLaidlawMD) has sent you a Direct Message on Twitter!

Michael K. Laidlaw, MD sent you a Direct Message.

Hi Jamie. Thanks for adding me to your list. So glad you are speaking out to protect kids and adults from the trans cult. Do you have an email contact? Here is mine docdrlaidlaw@gmail.com -Mike Laidlaw

Reply

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Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

From: Fred Deutsch
Sent: 1/15/2020 4:57:38 PM
To: "Natasha Chart" <natasha.chart@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>
Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Timothy Millea MD" <tmillea@qcora.com>
Subject: More extensive interview form our state's largest paper

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> https://www.argusleader.com/story/news/politics/2020/01/15/south-dakota-legislature-bill-would-punish-doctors-who-perform-sex-reassignment-surgeries-lgbt/4476342002/

From: Michelle Cretella
Sent: 2/12/2019 8:21:56 AM
To: "Gary McCaleb" <gmccaleb@adflegal.org>, "Jeff Shafer" <jshafer@adflegal.org>, "Andre Van Mol" <95andrev@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Rene Jax" <renejaxiwritebooks@gmail.com>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Laura A. Haynes, Ph.D." <laurahaynesphd3333@gmail.com>, "Paul Hruz" <hruz_p007@att.net>, "Paul McHugh" <pmchugh1@jhmi.edu>, "Mark Chuff" <chuffmark@gmail.com>, "Jamie Shupe" <Jamie.shupe@yahoo.com>, "Walt Heyer" <waltsbook@yahoo.com>, "Walter Schumm" <schumm@ksu.edu>
Cc:
Subject: MUST READ ARTICLE FOR STRATEGIC PLANNING

This is a terrifying article about criminalizing parents who seek to protect their children from AAP/WPATH monsters.

http://thefederalist.com/2019/02/12/lgbt-activists-teaching-judges-yank-kids-parents-wont-transgender/

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/29/2020 4:02:37 AM
To: "Laidlaw Michael" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Paul Hruz" <hruz_p007@att.net>
Cc: "Deutsch Fred" <fred.deutsch@sdlegislature.gov>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Bcc:
Subject: New Florida DSD/Gender Identity Case

It looks like gender activists are trying to pull the same scam here in Florida that's going on with the State Department over passports in the ZZyym case.

A male born with Klinefelters syndrome is claiming to be female using gender identity and estrogen.

They want a Florida judge to sign off so they can use it go after Alabama birth certificates. Of course, this case will have profound effects on Florida too.

Born James: "She was born with an extra chromosome, making her “intersex.”

"But because Mayfield was born intersex, she didn’t require surgery, only estrogen."

https://www.mynews13.com/fl/orlando/news/2020/01/13/birth-certificate-gender-change-battle

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 2/9/2020 2:04:42 PM
To: "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "QUENTIN VAN METER" <kidendo@comcast.net>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Paul Hruz" <hruz_p007@att.net>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Bcc:
Subject: Nonbinary Puberty In South Dakota

Fred,

What is going on in South Dakota?

"Puberty was like a puzzle for Quinncy Parke. The 17-year-old from Sioux Falls is nonbinary and uses the pronouns they/them. When puberty arrived, so did a lot of distress."

So, Fred, you folks have "nonbinary" puberty in your state?

https://www.npr.org/2020/02/07/803508821/south-dakota-lawmakers-seek-to-ban-treatment-for-transgender-teenagers

James

From: Fred Deutsch
Sent: 1/26/2020 4:39:36 PM
To: "QUENTIN VAN METER" <kidendo@comcast.net>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <Jon.Hansen@sdlegislature.gov>, "Andre Van Mol" <95andrev@gmail.com>, "Kara Dansky" <kara11@me.com>
Subject: Objections to bill- other thoughtss

Brainstorming idea for objections to bill. Others that you think I should prepare for in addition claims that:

Suicide rates go up
Impact economy
Interferes with doctor-patient relationship
Interferes with parental rights
Parents must give consent â€" therefore it should be the parent held responsible, not the doctor
PB are reversable
Bill is unconstitutional

From: Fred Deutsch
Sent: 1/17/2020 6:17:09 AM
To: "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Opposition from physicians intensifies

Passing along email from a pediatrician that was sent to all SD lawmakers. I asked Michelle to please pen a response so I can forward it to lawmakers. If any of the rest of you physicians feel moved to respond, it will help the cause, as I will also forward to them. Lawmakers on the fence are moved by letters like this as it appears to come from an evidence-based perspective. We need to be able to provide reasonable rebuttals. â€“ Rep. Fred Deutsch

I am a Pediatrician and community member in South Dakota. I am writing today about my concerns about HB 1057, a bill that would criminalize doctors for performing gender-affirming, life-saving medical care for transgender youth in our state.

The bill undermines my Hippocratic Oath that I took when I became a doctor, First Do No Harm. Current standards of care for transgender youth and adolescents delays puberty until children are old enough to make their own decisions about their lived gender. This bill would take away their choices, irreversibly force them through puberty and undermine the prevailing recommendations of every major medical association. The best practice in Pediatrics is for transgender and gender diverse individuals to have access to comprehensive, gender-affirming, and developmentally appropriate health care. This bill goes against evidence-based practice and discriminates against a vulnerable population. It puts children's safety at risk, as transgender youth have increased risk of social isolation, suicide, homelessness, physical violence, and substance abuse, particularly when their gender identity is not supported.

I implore you to vote against this bill, or if you are supporting it, reconsider your position. I also encourage you to get in contact with local physicians treating these youth, to continue the conversation about how this bill will negatively affect the children that we serve.

Myself, and several other physicians will be at the Capitol on Wednesday, January 22, for Childrenâ€™s Day at the Capitol. I invite you to come to our catered breakfast in the President and Speaker lobbies starting at 7:00 am, to have the opportunity to talk and ask questions about childrenâ€™s health.

Brooke Jones, MD, MSc, FAAP
Child Abuse Pediatrician

From: Fred Deutsch
Sent: 1/18/2020 5:55:06 AM
To: "Scott Newgent" <scottnewgent@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>
Cc: "QUENTIN VAN METER" <kidendo@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: opposition is mostly economic/social

> Primary opposition is economic, more than medical: https://www.argusleader.com/story/news/2020/01/17/chamber-bill-transgender-youth-threatens-economic-development/4503457002/
>
> Fred

From: Fred Deutsch
Sent: 1/15/2020 11:59:07 AM
To: "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Scott, Greg" <Greg.Scott@heritage.org>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Natasha Chart" <natasha.chart@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Opposition strategy outlined in article. Have suggestoins?

Updated and expanded article from our stateâ€™s largest paper. Many of the lines of thought the oppositions will use is outlined in the article. Let me know any recommendations you may have to counter. - Fred

https://www.argusleader.com/story/news/politics/2020/01/15/south-dakota-legislature-bill-would-punish-doctors-who-perform-sex-reassignment-surgeries-lgbt/4476342002/

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/25/2020 6:53:34 AM
To: "Laidlaw Michael" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Deutsch Fred" <fred.deutsch@sdlegislature.gov>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Kara Dansky" <kara11@me.com>
Bcc:
Subject: Opposition Strategy Suggestions

All,

In an earlier email, I talked about how treatment being unavailable because of law would serve as a deterrent, using the example of how kids aren't pestering their parents to drink because they know the law says they can't until age 21. This excerpt reinforces this.

Page 58: "It is not rare for preoperative transsexuals to abandon their quest for reassignment; it is not well-established that such cases are more likely to involve secondary transsexuals, but this is what we would predict. Shore (1984) reports the case of a young man who was positive he wanted sexual reassignment, was favorably evaluated for surgery, and was on his way to the hospital when he learned the hospital had changed their policy and now prohibited sex reassignment surgery. This man, soon thereafter, changed his entire life-style and reportedly gave up his sex-reassignment plans."

Speaking from experience, this is very impulsive stuff in many cases, and the lowering of barriers in today's environment is creating a far more dangerous landscape. Remember, I got hormones during my first visit to a mental health provider.

https://books.google.com/books?id=L2pyBgAAQBAJ&pg=PA56&lpg=PA56&dq=The+Transvestic+Career+Path&source=bl&ots=hTpq8OhU9N&sig=ACfU3U3lP-ctn6fcn5lY7SZjBuYb7CoCqA&hl=en&sa=X&ved=2ahUKEwjns9C9-J7nAhUhuVkKHU_LAEE4FBDoATAAegQIChAB#v=onepage&q=The%20Transvestic%20Career%20Path&f=false

So, for one we are shifting the fight from inside the home with the parents to the state, and two, we are putting up a roadblock to the impulsiveness that's inherently characteristic with a lot of the co-morbid mental health issues these children have.

James

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/25/2020 11:26:13 AM
To: mike@drlaidlaw.com, "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "Natasha Chart" <natasha.chart@gmail.com>, "QUENTIN VAN METER" <kidendo@comcast.net>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Brooks Roger" <rbrooks@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Cretella Michelle" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Heyer Walt" <waltsbook@yahoo.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Kara Dansky" <kara11@me.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <rmast@lc.org>, "McCaleb Gary" <mccgsm@gmail.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Sharp Matt" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>
Bcc:
Subject: Opposition Strategy Suggestions: Utah Coming On Board

---

This is another one of their vulnerable talking points:

"Katie Matheson, communications director of Alliance for a Better Utah, called the bill “yet another example of politicians unnecessarily inserting themselves into the patient-family-doctor relationship.”

https://www.heraldextra.com/news/local/govt-and-politics/orem-lawmaker-drafting-bill-to-ban-hormone-therapy-surgery-for/article_c633b971-98b3-5281-ab76-204cb7cf000c.html

Because trans activists have pushed really hard to have hormones prescriptions lowered from endocrinology, where they belong, to primary care, where most doctors are clueless about the drugs and the dosages. The VA did this and it's how I ended up with estrogen levels of 2,583 and blood clots in my eyes instead of a max level of 200.

James

Sent: 1/19/2020 2:44:45 PM
To: "Scott Newgent" <scottnewgent@gmail.com>
Cc: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "David Pickup" <davidpickuplmft@gmail.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: Possible Confusion about TGA

Dear Scott,
That was not me. I actually agreed with you that it could be powerful for public to hear trans adults outline horrors of transitioning and be against this for kids.
Sincerely,
Michelle
(Dr. C)

Sent from my iPhone

> On Jan 19, 2020, at 5:33 PM, Scott Newgent <scottnewgent@gmail.com> wrote:
>
> ï»¿
>
> I'm going to respectfully disagree with that, and I'll explain why.
>
> I was recruited heavily by the Transsexual Global Alliance and I've largely ignored them. **I have never heard your name or ever considered reaching out to you**
>
> There's no shortage of transsexuals willing to denounce **(publically, that is not true)**the medicalization of children, but their endorsements come with a hitch: they expect everyone to play make believe that they really are the opposite sex and have compelled pronouns and all that garbage. Even worse, they pitch themselves as the real deal, the true transsexuals that had to transition. People like me they claim have sexual paraphilias and fetishes, while they were born in the wrong body.
>
> **I do not believe I am a biological male**
>
> **I do not condone sexual paraphilias or fetishes or**
>
> **I am not the pronoun police**
>
> **Please send me a link to this organization you are speaking of because it's definitely not mine.**
>
> So I encourage all of you to not buy into this Trojan Horse ploy, because the actions of these folks "identifying" as the opposite sex is contributing immensely to the harm being done to females. It's part of our fight, in fact.

Walt Heyer is proof that no matter how far you've gone medically, you can still turn back.

So unless they've taken formal steps to reclaim their birth sex and denounce gender ideology, please don't endorse or indulge these persons.

Or contribute to the Blaire White types profiteering from this type of behavior.

James

On Sun, Jan 19, 2020 at 5:25 PM Scott Newgent <scottnewgent@gmail.com> wrote:

> Dr. Cretella,
>
> I just started www.transsexualglobalalliance.org and I've never reached out to you. I also, dont believe in what you are speaking about. I'm confused, I believe we might me speaking about two different organizations.
>
> Scott
>
> On Sun, Jan 19, 2020, 1:29 PM Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:
>
> > Iâ€™ll let Scott make the call. There is no quid pro quo. Just a desire to help kids. - Fred
> >
> > **From:** James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
> > **Sent:** Sunday, January 19, 2020 12:25 PM
> > **To:** drmcretella@gmail.com; Scott Newgent <scottnewgent@gmail.com>
> > **Cc:** David Pickup <davidpickuplmft@gmail.com>; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; QUENTIN VAN METER <kidendo@comcast.net>; Andre Van Mol <95andrev@gmail.com>; Laidlaw Michael <mike@drlaidlaw.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; Glenn Ridder <glenn.ridder@outlook.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Horvath Hacsi <birdcatcher9@yahoo.com>; Monique Robles MD <pamosa27@comcast.net>; Robbins Jane <rlrobb123@gmail.com>; Bernard Hudson, MD <loyolamd82@gmail.com>
> > **Subject:** Re: ACLU
> >
> > Dr. Cretella,
> >
> > I'm going to respectfully disagree with that, and I'll explain why.
> >
> > I was recruited heavily by the Transsexual Global Alliance and I've largely ignored them.

There's no shortage of transsexuals willing to denounce the medicalization of children, but their endorsements come with a hitch: they expect everyone to play make believe that they really are the opposite sex and have compelled pronouns and all that garbage. Even worse, they pitch themselves as the real deal, the true transsexuals that had to transition. People like me they claim have sexual paraphilias and fetishes, while they were born in the wrong body.

So I encourage all of you to not buy into this Trojan Horse ploy, because the actions of these folks "identifying" as the opposite sex is contributing immensely to the harm being done to females. It's part of our fight, in fact.

Walt Heyer is proof that no matter how far you've gone medically, you can still turn back.

So unless they've taken formal steps to reclaim their birth sex and denounce gender ideology, please don't endorse or indulge these persons.

Or contribute to the Blaire White types profiteering from this type of behavior.

James

Sent from Yahoo Mail on Android

On Sun, Jan 19, 2020 at 12:32 PM, drmcretella@gmail.com

<drmcretella@gmail.com> wrote:

> Scott is right. Having more trans adults come forward would be a game changer.
>
> Sent from my iPhone
>
> On Jan 19, 2020, at 9:51 AM, Scott Newgent <scottnewgent@gmail.com> wrote:
>
> ï»¿

And my twitter was shut down and my website was hacked.

I keep saying this, but I want to make sure that NONE of us lose sight to the children we are saving.

I am the only one on this panel that has medically transitioned and it's no place for a child. Some, very few, but some adults need to transition to find peace, but no child should go through this.

8 months ago was the first time I was made aware that they were doing this to kids and I was appalled.

I'm gathering more transgender adults quotes and thoughts on this and you are just going to have to trust me..Most, trans adults feel the way I do, they just are scared of coming out and saying it.

Please dont loose hope or strength toward this goal, this bill is historic if it passes and it will be the starting point to saving millions of kids. Please understand this, this will not end well if this doesnt pass.

Scott

On Sat, Jan 18, 2020, 10:15 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> So the ACLU is giving out your home phone number, Fred?
>
> â€œThe time to act is now,â€ the ACLU of South Dakota tweeted. It followed with a long list of legislatorâ€™s home and office numbers."
>
> https://foxwilmington.com/headlines/south-dakota-legislators-facing-backlash-over-bill-criminalizing-underage-gender-treatments/

On Saturday, January 18, 2020, 08:55:11 AM EST, Fred Deutsch <fred.deutsch@sdlegislature.gov> wrote:

> Primary opposition is economic, more than medical: https://www.argusleader.com/story/news/2020/01/17/chamber-bill-transgender-youth-threatens-economic-development/4503457002/
>
> Fred

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/21/2020 11:31:13 AM
To: "msharp@adflegal.org" <msharp@adflegal.org>
Cc:
Bcc:
Subject: Question: Fred's Official Email Account
Attachments: logo_abdfb0ec-e06e-407a-a721-cd0e4f742400.png

Matt,

I've been wondering, if the ACLU files suit, are they going to be able to obtain all of our emails because Fred is using his legislative email account?

James

Sent from Yahoo Mail on Android

On Tue, Jan 21, 2020 at 1:47 PM, Matt Sharp <msharp@adflegal.org> wrote:

> Michelle,
>
> Thank you for the reference to the American Psychiatric Association. We produced this memo a few years ago and were looking to demonstrate that even our opponents recognize the biological basis for sex. I completely agree that we do not want to concede that sex is assigned at birth. I'll update the memo with the reference you provided.
>
> Matt
>
> ---
>
> Matt Sharp
> Sr. Counsel, State Government Relations National Director
> +1 770 339 0774 (Office)
> 770-339-6744 (Fax)
> msharp@adflegal.org

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From: Michelle Cretella <drmcretella@gmail.com>
Sent: Tuesday, January 21, 2020 1:16 PM
To: Richard Mast <RMast@lc.org>
Cc: juliannehyoung@gmail.com; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Kelsey Coalition <kelseycoalition@gmail.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Hudson, MD Bernard <loyolamd82@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <greg.scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

EXTERNAL

Richard,

Thank you to all who are making this happen!

Re: the bill itself, I am not convinced that the specific DSDs should be named and described (section 5) and defer to Dr. Paul Hruz's expertise. Otherwise, I believe that it looks good.

Re: ADF PDF: In Section 2, Matt has quoted the American PSYCHOLOGICAL Association defining sex as "assigned at birth" - I am pasting the section below:

The same is true of a person's sex. Sex is binary (male or female), fixed, and objectively verifiable. One's sex is genetically established at conception, ascertained at or (via sonogram or genetic testing) before birth, and may be verified by objective factors such as chromosomes, gonads, hormones, and genitalia. See, e.g., Am. Psychological Ass'n, Answers to Your Questions About Transgender People, Gender Identity and Gender Expression at 1, http://www.apa.org/ topics/lgbt/transgender.pdf. "**Sex is assigned at birth**, refers to one's biological status as either male or female, and is associated primarily with physical attributes such as chromosomes, hormone prevalence, and external and internal anatomy."

Sex is NOT assigned ... I recommend referencing the American PSYCHIATRIC Association (DSM-5) instead:

The American Psychiatric Association defines sex as the "biological indication of male and female (understood in the context of reproductive capacity), such as sex chromosomes, gonads, sex hormones, and nonambiguous internal and external genitalia."

Reference:

American Psychiatric Association, *Diagnostic and Statistical Manual of Mental Disorders: DSM-5* (Washington, D.C.: American Psychiatric Publishing, 2013), p. 829.

Best,

Michelle

(Dr. Cretella)

On Tue, Jan 21, 2020 at 12:34 PM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
>
> Julianne has a short window to receive comments (especially desired from the medical experts).
>
> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
>
> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
>
> Thanks,

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774
Orlando, FL 32854
(407) 875-1776 phone
(407) 875-0770 fax
LC.org
Offices in DC, FL, and VA
*Licensed in Virginia

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From: William Malone
Sent: 9/24/2019 3:27:21 AM
To: "Laura Haynes, Ph.D." <laurahaynesphd3333@gmail.com>
Cc: "Andre Van Mol MD" <95andrev@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Gary McCaleb" <gmccaleb@adflegal.org>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella MD" <drmcretella@gmail.com>, "Miriam Grossman" <miriamgrossmanmd@hotmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Rene Jax" <renejaxiwritebooks@gmail.com>, "Roger G. Brooks" <rbrooks@adflegal.org>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Walt Heyer" <waltsbook@yahoo.com>
Subject: Quillette article: No One is Born in the Wrong Body

An essay I wrote with 2 collaborators called "No One is Born in the Wrong Body" was published on Quillette today—please distribute to any who may benefit from reading it.

https://quillette.com/2019/09/24/no-one-is-born-in-the-wrong-body/

On Wed, Sep 18, 2019 at 11:01 PM Laura Haynes, Ph.D. <laurahaynesphd3333@gmail.com> wrote:

> How's it going with getting one consent form?
>
> On Sep 18, 2019, at 9:02 AM, Andre Van Mol <95andrev@gmail.com> wrote:
>
> I am told two or three really good malpractice cases, particularly from minors with regret, and for Jane and Michael to get so much as one consent form from CH LA or UCSF, and it is game on. It won't be long.
>
> Andre
>
> Sent from my iPhone
>
> On Sep 18, 2019, at 7:39 AM, Rene Jax <renejaxiwritebooks@gmail.com> wrote:
>
> Dear Team
>
> After reading about the Oregon Hospital and their gender program, I can not describe the horror that I personally feel. My mental illness and gender dysphoria came out of a broken home with a drunk for a father, and a mother who was mentally ill who sexually abused me. The mental torment that I felt growing up was horrific. GD has played a key part in all of my relationships and life decisions.
>
> To this very day I suffer from the consequences that GD has had on my life. But the doctors I dealt with were all, uniformly reluctant to allow any individual to pass through the ultimate gate towards SRS. They all understood it was a last resort for the desperate.

And to think that any medical institution would further and promote the debacle that GD has on young people is nothing less than vile and despicable in the extreme .

I understand that multiple factors has caused ROGD epidemic. But for anyone in the medical community to do what Oregon medical community has done is criminal.

How can we stop this? We *must* stop this. How?

Sincerely

Rene Jax

Read my latest blog @ http://renejax.bravesites.com/

On Mon, Sep 16, 2019 at 3:35 PM Andre Van Mol <95andrev@gmail.com> wrote:

> ICYMI:
>
> "How Oregon Built A Transgender Medica
> https://thefederalist.com/2019/09/16/how-oregon-built-a-transgender-medical-industrial-complex-on-junk-science/#.XYAL-ILuwYY.link
>
> Andre

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 9/23/2019 5:56:01 AM
To: "Cretella Michelle" <drmcretella@gmail.com>, "Andre Van Mol" <95andrev@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "William Malone" <malone.will@gmail.com>
Cc:
Bcc:
Subject: Quote From A Gender Specialty Surgeon

Some Monday morning humor for all of you from a surgeon:

"Being transgender is not a choice, and it is not a mental disorder," Gast said. "This is medically necessary surgery, as every expert-led medical association in the United States says it is."

https://madison.com/wsj/news/local/health-med-fit/transgender-surgery-now-more-accessible-in-wisconsin-lets-patients-become/article_dd145594-21c3-5697-9fab-7b22d894eabd.html

Blessings,

James

From: Emily Zinos
Sent: 6/30/2019 4:53:12 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: (Recommendations After Proofreading) Re: Endorsements needed!

Hi James,

These are all really helpful and I very much appreciate how much time you put into these suggestions. I'll be hard at work this week incorporating edits and requesting endorsements! My comments are below in blue...

On Sun, Jun 30, 2019, 5:19 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Good stuff Emily!
>
> Kudos for all the work to bring this to life and implementation.
>
> A few things that come to mind while reading this:
>
> 1. Please consider adding something like these talking points from this article about how to talk to your children:
>
> "When your six-year-old comes home from school with a new word -- transgender -- what do you tell her? Here's a suggestion, and something to tell your teenager as well."
>
> https://www.mercatornet.com/family_edge/view/transgender-talking-points-for-kids/22533
>
> I like this idea a lot, but I might not have time to make it happen. I'll let you know.

> 2. Gender Identity definition: Consider adding?
>
> Refuse to use the term gender identity and explain that you have a scientifically measurable biological sex, not a subjective gender identity.

Excellent idea! Believe me, everyone I give this to wants to make changes to this definition, so it will be different and I will incorporate your suggestion.

> 3. Skeletons? Please consider adding male and female skeletons to illustrate the dramatic differences between the sexes, it has shock power. Kids need to see it, parents need to be reminded of it.

In the Minnesota version of this guide, we did include a graphic on physiological sex differences. Maybe I'll put it back!

> 4. "Medical Transition refers to use of puberty blockers, cross-sex hormones, and/or surgery to assume the physical appearance of the opposite sex."
>
> "Imitate" instead of using "assume?"

Good idea.

> 5. Section: "Is it fair for transgender-identified men and boys to compete with women and girls in sports competitions?"
>
> Suggest adding "Q Angle" of the pelvis and leg bones in females to this section, it does matter. Again, the pictures have shock power.

Again, maybe we can add the sex differences graphic back in.

6. In section 13: Are puberty blockers and hormones totally 13 reversible?

"Children who use cross sex hormones following puberty blockers will remain infertile while taking these hormones."

I believe cross sex is spelled as "cross-sex". Noticed the same problem on Nonbinary definition spelling. It's "Non-binary."
Thank you.
Page 23 then says this, creating conflict in the two sections:

"which causes permanent sterility."

The latter is correct to my understanding.
Good catch. The first example was a cautious statement added by Dr. Laidlaw, but I think we have enough evidence to stick with the latter.

7. "Many transgender-identified young people have behaviors and preferences that do not conform with those typical of their sex. Sex stereotypes vary between cultures and historical eras, and conformity to them is not an accurate indication of one's biological identity.
Boys and girls have a wide variation of personality traits and preferences that in no way contradict their
sex.

Check the spacing on the sentences?
Good catch

8. Consider adding as a risk: Pelvic pain and persistent menses in transgender men, atrophy of the vagina, pain during sex.

https://transcare.ucsf.edu/guidelines/pain-transmen

If we can fit that, I'll add!
9. Consider adding as a risk: MTF kids will lose sex drive:
This one I considered, but my supervisor and I decided to leave it out because a) we couldn't include everything! and b) it links children to sexual function, which might upset some readers.

Low libido:

A study of sexual desire in transgender women found that 83% never or rarely experience spontaneous sexual desire, 76% never or rarely experience responsive sexual desire, and 22% meet the criteria for Hypoactive Sexual Desire Disorder (HSDD) by experiencing both of these in a way which results in personal or relational distress. This study also found decreases in sexual desire after genital surgery.[37] Another study found a rate of HSDD in transgender women of 34%, compared to 23% in non-transgender women. This study found no correlation between sexual desire and testosterone levels in the transgender women, though a significant correlation was found between hormones and desire in non-transgender women.[38] An unpublished study found positive correlations between libido and testosterone levels in transgender women treated with testosterone, but no effect when treated with dehydroepiandrosterone sulfate (DHEA-S).[39] As such it remains unclear if HSDD relates to androgen blockade or post-gonadectomy hormonal changes, or due to anatomical, functional and psychological changes associated with hormone therapy or genital surgery.

https://transcare.ucsf.edu/guidelines/feminizing-hormone-therapy

10. Probably some useful stats in this from McHugh? Or use as another reference. This was a big deal when it came out.

https://www.thenewatlantis.com/publications/executive-summary-sexuality-and-gender

We did include that in the MN version, but maybe it was left out this time around? I can't remember, but you're right that it's a critical resource.

11. This might be worthwhile to paint a picture of how dangerous the school sexual assault problem is already without the trans problem and perceived danger it creates.

https://archive.sltrib.com/article.php?id=5231059&itype=CMSID

Probably won't have space or time to go there:(

12. It might be impactful to add a brief history of gender identity, the stupid thing was only created in the 1960s for transsexuals, but now we're all claimed to have one.
Earlier drafts did include a brief background, but my supervisor thought it was too inside baseball for a wide audience. Hope you understand!
https://www.ncbi.nlm.nih.gov/pubmed/7996589

My best,

James

On Friday, June 28, 2019, 06:53:56 PM EDT, Emily Zinos <zinosemily@gmail.com> wrote:

Hi James,

I hope you're doing well! I can't tell you how helpful your Twitter feed has been to me, both the links you share and the analysis you offer. Spot on.

I am excited to let you know that I am getting very close to the finish line with a tool I've been developing called the Parent Resource Guide. I've attached the Guide below for you to look through when you have time.

I'm hoping to get a few different organizations to co-brand the guide, with two from the left or center and two from the right, so as to widen our audience. Know that there may be some minor changes to text as the co-branders weigh in on the Guide. Also, I had to switch graphic designers at the last minute, so please know that some design elements may also change (the cover will most definitely be changing, fyi).

I am now compiling endorsements for this version, which will be bound into the printed guide as the first few pages. I would be honored to include your endorsement, if you are willing to offer one. At minimum, it only needs to be a few sentences.

Please don't share the Guide at this point, but do let me know if you think of someone else I should ask for an endorsement. We're hoping to have all endorsements by July 15th.

Thank you for considering, James!

God bless you,

Emily Zinos

From: Hacsi Horvath
Sent: 9/16/2019 11:50:16 PM
To: "Michelle Cretella" <drmcretella@gmail.com>, "Andre Van Mol" <95andrev@gmail.com>
Cc: "Quentin Van Meter" <kidendo@comcast.net>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles" <pamosa27@comcast.net>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Grossman Miriam" <miriamgrossmanmd@hotmail.com>, "William Malone" <malone.will@gmail.com>, "Jax Rene" <renejaxiwritebooks@gmail.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Heyer Walt" <waltsbook@yahoo.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "McCaleb Gary" <gmccaleb@adflegal.org>, "Shafer Jeff" <jshafer@adflegal.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Haynes Laura" <laurahaynesphd3333@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>
Subject: Re: "How Oregon Built A Transgender Medical-Industrial Complex On Junk Science"

Wow, excellent!

Something not mentioned is that in Portland a fellow who calls himself "Jenn" Burleton runs the "TransActive Gender Center," based at Lewis and Clark College. He has no professional qualifications, apart from serving as trombone player in a warmed-over "Up With People" cohort in the '70s. Sadly, but perhaps not surprisingly for Portland these days, people there tend to take him seriously. For many years Burleton has brought autogynephilic fanaticism to his goal of transing children and teens at the earliest ages possible. I recall that he was interviewed when Oregon lowered the age at which kids could be seduced into pointless maiming without telling their parents. It was clear that Burleton had been lobbying extensively among that year's crop of state legislators, most of whom were evidently dunces. I'm sure that Burleton has pushed dozens if not hundreds of confused, mentally ill, vulnerable youth into the bleak superficial translife of permanent patient-hood and obsessive mimicry.

All the best,

H.

Sent from Yahoo Mail for iPhone

On Monday, September 16, 2019, 19:11, Michelle Cretella <drmcretella@gmail.com> wrote:

> Outstanding, thanks for sharing!
>
> On Mon, Sep 16, 2019 at 6:35 PM Andre Van Mol <95andrev@gmail.com> wrote:
>
> > ICYMI:
> >
> > "How Oregon Built A Transgender Medical-Industrial Complex On Junk Science" - https://thefederalist.com/2019/09/16/how-oregon-built-a-transgender-medical-industrial-complex-on-junk-science/#.XYAL-ILuwYY.link
> >
> > Andre

From: Hacsi Horvath
Sent: 9/17/2019 3:29:20 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: "How Oregon Built A Transgender Medical-Industrial Complex On Junk Science"

Damn, how brazen!

Well, the punishment for not filing seems rather mild... Even so, he should be made to do it!

https://secure.sos.state.or.us/oard/displayDivisionRules

All the best,

H.

Sent from Yahoo Mail for iPhone

On Tuesday, September 17, 2019, 04:07, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Despite nonprofit status, Transactive hasn't filed tax returns in many years. I filed a complaint with the DOJ last year and Burleton's lawyer told the DOJ that they would be shutting down Transactive by the end of 2018.
>
> A search shows the domain is no longer active?
>
> So if you catch Burleton involved as a front man for Transactive, turn him into the DOJ.
>
> Punch Transactive in here:
>
> https://justice.oregon.gov/charities
>
> James
>
> On Tuesday, September 17, 2019, 03:50:23 AM EDT, Hacsi Horvath <birdcatcher9@yahoo.com> wrote:
>
> Wow, excellent!
>
> Something not mentioned is that in Portland a fellow who calls himself "Jenn" Burleton runs the "TransActive Gender Center," based at Lewis and Clark College. He has no professional qualifications, apart from serving as trombone player in a warmed-over "Up With People" cohort in the '70s. Sadly, but perhaps not surprisingly for Portland these days, people there tend to take him seriously. For many years Burleton has brought autogynephilic fanaticism to his goal of transing children and teens at the earliest ages possible. I recall that he was interviewed when Oregon lowered the age at which kids could be seduced into pointless maiming without telling their parents. It was clear that Burleton had been lobbying extensively among that year's crop of state legislators, most of whom were evidently dunces. I'm sure that Burleton has pushed dozens if not hundreds of confused, mentally ill, vulnerable youth into the bleak superficial translife of permanent patient-hood and obsessive mimicry.

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> > "How Oregon Built A Transgender Medical-
> > https://thefederalist.com/2019/09/16/how-oregon-built-a-transgender-medical-industrial-complex-on-junk-science/#.XYAL-lLuwYY.link
> >
> > Andre

From: Rene Jax
Sent: 9/18/2019 6:39:50 AM
To: "Andre Van Mol" <95andrev@gmail.com>
Cc: "Cretella Michelle" <drmcretella@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles" <pamosa27@comcast.net>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Grossman Miriam" <miriamgrossmanmd@hotmail.com>, "William Malone" <malone.will@gmail.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Heyer Walt" <waltsbook@yahoo.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "McCaleb Gary" <gmccaleb@adflegal.org>, "Shafer Jeff" <jshafer@adflegal.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Haynes Laura" <laurahaynesphd3333@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>
Subject: Re: "How Oregon Built A Transgender Medical-Industrial Complex On Junk Science"

Dear Team

After reading about the Oregon Hospital and their gender program, I can not describe the horror that I personally feel. My mental illness and gender dysphoria came out of a broken home with a drunk for a father, and a mother who was mentally ill who sexually abused me. The mental torment that I felt growing up was horrific. GD has played a key part in all of my relationships and life decisions.

To this very day I suffer from the consequences that GD has had on my life. But the doctors I dealt with were all, uniformly reluctant to allow any individual to pass through the ultimate gate towards SRS. They all understood it was a last resort for the desperate.

And to think that any medical institution would further and promote the debacle that GD has on young people is nothing less than vile and despicable in the extreme .

I understand that multiple factors has caused ROGD epidemic. But for anyone in the medical community to do what Oregon medical community has done is criminal.

How can we stop this? We *must* stop this. How?

Sincerely

Rene Jax
Read my latest blog @ http://renejax.bravesites.com/

On Mon, Sep 16, 2019 at 3:35 PM Andre Van Mol <95andrev@gmail.com> wrote:

> ICYMI:

"H o w O r e g o n B u i l t A T r a n" s g e n d e r M e d i c a l - I
https://thefederalist.com/2019/09/16/how-oregon-built-a-transgender-medical-industrial-complex-on-junk-science/#.XYAL-ILuwYY.link

Andre

From: Andre Van Mol
Sent: 9/18/2019 8:02:26 AM
To: "Rene Jax" <renejaxiwritebooks@gmail.com>
Cc: "Cretella Michelle" <drmcretella@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles" <pamosa27@comcast.net>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Grossman Miriam" <miriamgrossmanmd@hotmail.com>, "William Malone" <malone.will@gmail.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Heyer Walt" <waltsbook@yahoo.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "McCaleb Gary" <gmccaleb@adflegal.org>, "Shafer Jeff" <jshafer@adflegal.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Haynes Laura" <laurahaynesphd3333@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>
Subject: Re: "How Oregon Built A Transgender Medical-Industrial Complex On Junk Science"

I am told two or three really good malpractice cases, particularly from minors with regret, and for Jane and Michael to get so much as one consent form from CH LA or UCSF, and it is game on. It wonâ€™t be long.

Andre

Sent from my iPhone

On Sep 18, 2019, at 7:39 AM, Rene Jax <renejaxiwritebooks@gmail.com> wrote:

> Dear Team
>
> After reading about the Oregon Hospital and their gender program, I can not describe the horror that I personally feel. My mental illness and gender dysphoria came out of a broken home with a drunk for a father, and a mother who was mentally ill who sexually abused me. The mental torment that I felt growing up was horrific. GD has played a key part in all of my relationships and life decisions.
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>
> Andre

From: Laura Haynes, Ph.D.
Sent: 9/18/2019 9:01:39 PM
To: "Andre Van Mol MD" <95andrev@gmail.com>
Cc: "Rene Jax" <renejaxiwritebooks@gmail.com>, "Michelle Cretella MD" <drmcretella@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Miriam Grossman" <miriamgrossmanmd@hotmail.com>, "William Malone" <malone.will@gmail.com>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Walt Heyer" <waltsbook@yahoo.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "Gary McCaleb" <gmccaleb@adflegal.org>, "Jeff Shafer" <jshafer@adflegal.org>, "Roger G. Brooks" <rbrooks@adflegal.org>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>
Subject: Re: "How Oregon Built A Transgender Medical-Industrial Complex On Junk Science"

Howâ€™s it going with getting one consent form?

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>
> Andre

From: Michelle Cretella
Sent: 9/16/2019 6:11:23 PM
To: "Andre Van Mol" <95andrev@gmail.com>
Cc: "Quentin Van Meter" <kidendo@comcast.net>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles" <pamosa27@comcast.net>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Grossman Miriam" <miriamgrossmanmd@hotmail.com>, "William Malone" <malone.will@gmail.com>, "Jax Rene" <renejaxiwritebooks@gmail.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Heyer Walt" <waltsbook@yahoo.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "McCaleb Gary" <gmccaleb@adflegal.org>, "Shafer Jeff" <jshafer@adflegal.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Haynes Laura" <laurahaynesphd3333@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>
Subject: Re: "How Oregon Built A Transgender Medical-Industrial Complex On Junk Science"

Outstanding, thanks for sharing!

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>
> Andre

Attachment:

From: Fred Deutsch
Sent: 1/15/2020 12:16:41 PM
To: "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Scott Newgent" <scottnewgent@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Andre Van Mol" <95andrev@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Jane Robbins" <rlrobb123@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Hudson, MD Bernard" <loyolamd82@gmail.com>
Subject: RE: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth
Attachments: image001.png

Probably not appropriate to contact ACLU. They claim suicidal thoughts and attempts reduce when families affirm their gender identity. Our bill does not prevent that. It only prevents medicalization. Family love, support and social transition is not addressed by our bill. - Fred

---

From: Vernadette Broyles <vbroyles@childparentrights.org>
Sent: Wednesday, January 15, 2020 2:08 PM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Natasha Chart <natasha.chart@gmail.com>; Michael Laidlaw <mike@drlaidlaw.com>; Scott Newgent <scottnewgent@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; James Shupe <jamie.shupe@yahoo.com>; Andre Van Mol <95andrev@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; David Pickup <davidpickuplmft@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Horvath Hacsi <birdcatcher9@yahoo.com>; Monique Robles MD <pamosa27@comcast.net>; Jane Robbins <rlrobb123@gmail.com>; Quentin Van Meter <kidendo@comcast.net>; Hudson, MD Bernard <loyolamd82@gmail.com>
Subject: Re: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth

You could pull from our suicide handout (attached again).

Fred â€" You should contact the SD ACLU and ask them for the study(ies) that they base their claim that â€œtransgender youth whose families affirm their gender identity have a 52 percent decrease in suicidal thoughts, a 48 percent decrease in suicide attempts and significant increases in self-esteem and general healthâ€. One of our MDâ€™s can then review them and provide refutation of their alleged evidence.

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

5805 State Bridge Rd., Suite G310

Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

On Jan 15, 2020, at 2:45 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

We will need to respond to the suicidal thoughts quote. Who is best qualified on our team? Bernie? - Fred

From: Janna Farley <jfarley@aclu.org>
Subject: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth
Date: January 15, 2020 at 12:11:18 PM CST
To: Chapter Media <ChapterMedia@aclu.org>

<image003.png>
FOR IMMEDIATE RELEASE: Jan. 15, 2020
MEDIA CONTACT: Janna Farley, jfarley@aclu.org or 605-366-7732

ACLU of South Dakota opposes House Bill 1057

The ACLU of South Dakota opposes House Bill 1057, a bill that would criminalize doctors for providing medically necessary care for transgender youth.

The bill, which was introduced Tuesday, would make it a felony for medical providers to treat youth consistent with evidence-based treatment protocols. HB 1057 continues the streak of bills that would codify discrimination against transgender youth that the South Dakota Legislature has attempted to pass over the last five years.

Like all health care, health care for transgender youth is individualized and based on the needs of each particular person. This bill would take away private health care choices around the provision of medical care consistent with prevailing medical and scientific standards. Such choices should be made between a doctor and a patient, not politicians.

â€œTransgender kids, like all kids, deserve a chance to experience joy, to learn in a safe environment, to get the health care that they need, and to survive into adulthood,â€ said Libby Skarin, policy director for the ACLU of South Dakota. â€œWhen the government proposes laws that would stigmatize them and undermine their care, they lose those opportunities.â€

By blocking medical care supported by every major medical association, including the American Academy of Pediatrics and the American Medical Association, the legislature is compromising the health of trans youth is dangerous and potentially life-threatening ways. Research shows that transgender youth whose families affirm their gender identity have a 52 percent decrease in suicidal thoughts, a 48 percent decrease in suicide attempts and significant increases in self-esteem and general health.

No other state has passed a law like HB 1057. It is unconstitutional to single out one group of people and categorically ban all care, no matter how medically necessary.

â€œEvery year, South Dakota lawmakers zero in on transgender youth and every year the transgender community is hurt while meaningful problems go unaddressed,â€ Skarin says. â€œThe more we legislate solutions in search of problems, the more our communities suffer. Itâ€™s time we stop these attacks and focus on issues that matter to the people of South Dakota. Discrimination against a marginalized group is a distraction from the stateâ€™s real needs and hurts us all.â€

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Decisions made during the annual sessions of the South Dakota Legislature have a deep and lasting impact on our stateâ€™s people and communities. As new laws are created and others repealed or written, itâ€™s important to ensure that these changes preserve and strengthen our constitutional rights.

Based in Sioux Falls, the American Civil Liberties Union of South Dakota is a non-partisan, nonprofit organization dedicated to the preservation and enhancement of civil liberties and civil rights. The ACLU of South Dakota is part of a three-state chapter that also includes North Dakota and Wyoming. The team in South Dakota is supported by staff in those states.

The ACLU believes freedoms of press, speech, assembly, and religion, and the rights to due process, equal protection and privacy, are fundamental to a free people. In addition, the ACLU seeks to advance constitutional protections for groups traditionally denied their rights, including people of color, women, and the LGBTQ communities. The ACLU of South

Dakota carries out its work through selective litigation, lobbying at the state and local level, and through public education and awareness of what the Bill of Rights means for the people of South Dakota.

###

From: Andre Van Mol
Sent: 1/15/2020 9:24:03 PM
To: "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>
Cc: "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Scott Newgent" <scottnewgent@gmail.com>, "Cretella Michelle" <drmcretella@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: Re: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth

---

Yes, we can pretty much guess what that study actually looked at and actually showed, but what is the citation anyway?
Itâ€™s typical emotional blackmail and raises more questions than it answers.

As for quick replies (all bold highlighting is mine, otherwise quotes are quotes):

If their study they cite shows a 48% reduction in suicide attempts (like, what, one year out?):

A **2011 Swedish study** of **post-gender-reassignment adults showed a suicide rate 19 times** (**1,900%**) that of the general population after 10 years. This was a 30-year population-based matched cohort study of all 324 sex-reassigned persons in Sweden.
(Dhejne C, et al, â€œLong-Term Follow-Up of Transsexual Persons Undergoing Sex Reassignment Surgery: Cohort Study in Sweden,â€ journals.plos.org, Feb. 22, 2011.)

Bailey and Blanchard: â€œThere is **no persuasive evidence that gender transition reduces gender dysphoric childrenâ€™s likelihood of killing themselves**.â€â€¦
â€œ**The idea that mental health problemsâ€“including suicidalityâ€“are caused by gender dysphoria rather than the other way around** â€¦ **is currently popular and politically correct. It is, however, unproven and as likely to be false as true.**â€
(J. Michael Bailey and Ray Blanchard, â€œSuicide or transition: The only options for gender dysphoric kids?â€ 4thwavenow.com, Sept. 8, 2017. https://4thwavenow.com/2017/09/08/suicide-or-transition-the-only-options-for-gender-dysphoric-kids/)

â€œParadox. The suicide rate for AYA in the non-affirming 1950s USA was much lower than it is now. For both sexes, it was only 4.5 suicides per 100,000 AYA.â€
Peaked in 1994 with a combined rate of 13.6; â€¦declined slightly and then was **more or less flat until 2011, when it began again to climb**.â€
(Hacsi Horvath, Dec. 19, 2018.(https://4thwavenow.com/2018/12/19/the-theatre-of-the-body-a-detransitioned-epidemiologist-examines-suicidality-affirmation-and-transgender-identity/)

The point from Hacsi is why werenâ€™t the 1950s a total blood bath for suicides if non-affirmation of everything is the fast train to offing oneâ€™s self? Affirmation was about nil. For the past decade GLBT affirmation has steadily increased while suicides have too. What gives then?

The title here says it all:
Richards C, Maxwell J, McCune N. **Use of puberty blockers for gender dysphoria: a momentous step in the dark**. *Archives of Disease in Childhood* 2019;**104:**611-612

Andre

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President and General Counsel

<image001.png>

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###

From: Scott Newgent
Sent: 1/16/2020 11:12:07 AM
To: "Andre Van Mol" <95andrev@gmail.com>
Cc: "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Cretella Michelle" <drmcretella@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: Re: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth

---

I ask that everyone reads this response to the suicide objection.

The suicide thing is an immediate go-to within the trans community. For me, I don't believe we need to hold back on this abusive stance, because that's what it is, scaring a group of people to manipulate them to think as they want you to or be responsible for mass suicides.

Suicide actually goes up after transition, I read the statistics in this email, and I thought that and then boom there was proof. Let us also not forget about the two transgender people that were opposed to Fred's bathroom bill, the young lady who I cannot find anywhere on the internet, and Terri Bruce, as many of you know Terry Bruce committed suicide, and he was wholly transitioned.

50% suicide rate after the transition poll we did in the little state of SD, that's powerful.

Here is a little insight into the transitioning medical process. What people don't realize is the enormous amount of societal norms for males and females. No one understands how much there are until you face the world in the opposite sex. For years you are pounded with these thoughts in your mind,

"Did I handle that manly enough,"

"How was my voice, could people tell I'm trans?"

"Damn, do they think I'm gay."

It doesn't stop, and it takes a LONG, LONG time to work through this process.

bill https://rapidcityjournal.com/news/local/transgender-man-s-death-stops-lawsuit-against-state-of-south/article_5280c9cb-38bb-5d19-b8d6-a2d610690d65.htm

ANYONE and I mean that has an IN YOUR FACE the least bit about suicidal tendencies doesn't need to be anywhere near cross hormone drugs, or Lupron or surgery. To get surgery in most states, you have to get approval from 2 mental health professionals, and if you exhibit any suicidal tendencies, you will not get approved. So why in the hell are we worrying about his objection? If a child is suicidal; medical transition should be the absolute last thing on the list. Call a spade a spade; it's a ridiculous objection.

But, if we turn it around after we shut it down and talk to the ADULT TRANSGENDER PEOPLE, like me and say,"

"Listen, some adults need to transition to find peace in their lives. I, we understand that we have a transgender person on our panel. Our opinions don't have anything to do with being against the transgender community. We have dozens of transgender adults supporting us because they understand the severity of medical transitioning. What we are saying is that NO ONE has the right to chose to be locked into the medical system, have less than 100% healthy bodies and decide to put themselves there for life than an adult about their own lives.

When we remove the transgender item from the discussion, and we think about these children as what they are, children it doesn't take long to realize, no one has the right to choose this for them.

Instead, let's embrace these kids, develop programs to validate their feelings, educate them on the wonders of the medical field, and what can be done when they become adults. Bring these kids together, normalize that these are feelings that a lot of kids have, and some need to transition, and for most, it was a phase. Give them the opportunity to marinate in these feelings, mature, and comprehend them. Then when they are adults, they can choose, but while they are kids, let them fantasize about what their adult lives and what they are going to become because at the end of the day, isn't that what childhood is about? Childhood eliminates huge life-changing decisions for a little bit of human life. This allows children to run, play and dream. We remember childhood so vividly because it was a pure time, asking our kids to relinquish this for what usually turns out to be a phase is lazy parenting and, we have adults protecting this time, and for a good reason, the innocents of a child are easily exploited.

What we have now is the exploitation of innocent children and the parents that want to remove any hurt that comes their way. These are good parents that have trans kids and fighting this bill. These are loving parents and truth be told if I was not educated about med trans, I would be the first parent at the door of these clinics, and that scares the hell out of me.

Someone needs to be the adult in the room and explain to them that transgender identifying kids have a high probability of the gender confusing being a phase. We also need to explain to these parents the true nature and process of medical transitioning because this Disney fairy tale that is out there now is the TRUE bigot in the room. It's not this bill or anyone representing this bill, we love transgender kids, we want them to grow up and be all they can be, and if that's medical transitioning as an adult, then we will be the ones cheering for that success. But, now, right now, these kids need to be kids, and we are trying to help them do that.



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P 260-242-1281 **E** tnewgent.iweb@gmail.com

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The point from Hacsi is why weren't the 1950s a total blood bath for suicides if non-affirmation of everything is the fast train to offing one's self? Affirmation was about nil. For the past decade GLBT affirmation has steadily increased while suicides have too. What gives then?

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Andre

On Jan 15, 2020, at 12:16 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Probably not appropriate to contact ACLU. They claim suicidal thoughts and attempts reduce when families affirm their gender identity. Our bill does not prevent that. It only prevents medicalization. Family love, support and social transition is not addressed by our bill. - Fred

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From: Vernadette Broyles <vbroyles@childparentrights.org>
Sent: Wednesday, January 15, 2020 2:08 PM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Natasha Chart <natasha.chart@gmail.com>; Michael Laidlaw <mike@drlaidlaw.com>; Scott Newgent <scottnewgent@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; James Shupe <jamie.shupe@yahoo.com>; Andre Van Mol <95andrev@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; David Pickup <davidpickuplmft@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Horvath Hacsi <birdcatcher9@yahoo.com>; Monique Robles MD <pamosa27@comcast.net>; Jane Robbins <rlrobb123@gmail.com>; Quentin Van Meter <kidendo@comcast.net>; Hudson, MD Bernard <loyolamd82@gmail.com>
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Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

<image001.png>

5805 State Bridge Rd., Suite G310
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770.448.4525
vbroyles@childparentrights.org
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Subject: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth
Date: January 15, 2020 at 12:11:18 PM CST
To: Chapter Media <ChapterMedia@aclu.org>

<image003.png>
FOR IMMEDIATE RELEASE: Jan. 15, 2020
MEDIA CONTACT: Janna Farley, jfarley@aclu.org or 605-366-7732

ACLU of South Dakota opposes House Bill 1057

The ACLU of South Dakota opposes House Bill 1057, a bill that would criminalize doctors for providing medically necessary care for transgender youth.

The bill, which was introduced Tuesday, would make it a felony for medical providers to treat youth consistent with evidence-based treatment protocols. HB 1057 continues the streak of bills that would codify discrimination against transgender youth that the South Dakota Legislature has attempted to pass over the last five years.

Like all health care, health care for transgender youth is individualized and based on the needs of each particular person. This bill would take away private health care choices around the provision of medical care consistent with prevailing medical and scientific standards. Such choices should be made between a doctor and a patient, not politicians.

“Transgender kids, like all kids, deserve a chance to experience joy, to learn in a safe environment, to get the health care that they need, and to survive into adulthood,” said Libby Skarin, policy director for the ACLU of South Dakota. “When the government proposes laws that would stigmatize them and undermine their care, they lose those opportunities.”

By blocking medical care supported by every major medical association, including the American Academy of Pediatrics and the American Medical Association, the legislature is compromising the health of trans youth is dangerous and potentially life-threatening ways. Research shows that transgender youth whose families affirm their gender identity have a 52 percent decrease in suicidal thoughts, a 48 percent decrease in suicide attempts and significant increases in self-esteem and general health.

No other state has passed a law like HB 1057. It is unconstitutional to single out one group of people and categorically ban all care, no matter how medically necessary.

“Every year, South Dakota lawmakers zero in on transgender youth and every year the transgender community is hurt while meaningful problems go unaddressed,” Skarin says. “The more we legislate solutions in search of problems, the more our communities suffer. It’s time we stop these attacks and focus on issues that matter to the people of South Dakota. Discrimination against a marginalized group is a distraction from the state’s real needs and hurts us all.”

About the ACLU of South Dakota

Decisions made during the annual sessions of the South Dakota Legislature have a deep and lasting impact on our state’s people and communities. As new laws are created and others repealed or written, it’s important to ensure that these changes preserve and strengthen our constitutional rights.

Based in Sioux Falls, the American Civil Liberties Union of South Dakota is a non-partisan, nonprofit organization dedicated to the preservation and enhancement of civil liberties and civil rights. The ACLU of South Dakota is part of a three-state chapter that also includes North Dakota and Wyoming. The team in South Dakota is supported by staff in those states.

The ACLU believes freedoms of press, speech, assembly, and religion, and the rights to due process, equal protection and privacy, are fundamental to a free people. In addition, the ACLU seeks to advance constitutional protections for groups traditionally denied their rights, including people of color, women, and the LGBTQ communities. The ACLU of South Dakota carries out its work through selective litigation, lobbying at the state and local level, and through public education and awareness of what the Bill of Rights means for the people of South Dakota.

###

From: Michelle Cretella
Sent: 1/16/2020 1:20:45 PM
To: "Scott Newgent" <scottnewgent@gmail.com>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: Re: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth

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Well said, Scott. I esp. like high lighted portion.
Have you considered posting (or have you already posted) this somewhere on your website?
Michelle

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> I ask that everyone reads this response to the suicide objection.
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> The suicide thing is an immediate go-to within the trans community. For me, I don't believe we need to hold back on this abusive stance, because that's what it is, scaring a group of people to manipulate them to think as they want you to or be responsible for mass suicides.
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> Suicide actually goes up after transition, I read the statistics in this email, and I thought that and then boom there was proof. Let us also not forget about the two transgender people that were opposed to Fred's bathroom bill, the young lady who I cannot find anywhere on the internet, and Terri Bruce, as many of you know Terry Bruce committed suicide, and he was wholly transitioned.
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> 50% suicide rate after the transition poll we did in the little state of SD, that's powerful.
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> "Did I handle that manly enough,"
>
> "How was my voice, could people tell I'm trans?"
>
> "Damn, do they think I'm gay."
>
> It doesn't stop, and it takes a LONG, LONG time to work through this process.
>
> bill https://rapidcityjournal.com/news/local/transgender-man-s-death-stops-lawsuit-against-state-of-south/article_5280c9cb-38bb-5d19-b8d6-a2d610690d65.htm
>
> ANYONE and I mean that has an IN YOUR FACE the least bit about suicidal tendencies doesn't need to be anywhere near cross hormone drugs, or Lupron or surgery. To get surgery in most states, you have to get approval from 2 mental health professionals, and if you exhibit any suicidal tendencies, you will not get approved. So why in the hell are we worrying about his objection? If a child is suicidal; medical transition should be the absolute last thing on the list. Call a spade a spade; it's a ridiculous objection.
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> But, if we turn it around after we shut it down and talk to the ADULT TRANSGENDER PEOPLE, like me and say,"
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Sent: Wednesday, January 15, 2020 2:08 PM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Natasha Chart <natasha.chart@gmail.com>; Michael Laidlaw <mike@drlaidlaw.com>; Scott Newgent <scottnewgent@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; James Shupe <jamie.shupe@yahoo.com>; Andre Van Mol <95andrev@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; David Pickup <davidpickuplmft@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Horvath Hacsi <birdcatcher9@yahoo.com>; Monique Robles MD <pamosa27@comcast.net>; Jane Robbins <rlrobb123@gmail.com>; Quentin Van Meter <kidendo@comcast.net>; Hudson, MD Bernard <loyolamd82@gmail.com>
Subject: Re: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth

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Vernadette R. Broyles, Esq.
President and General Counsel

<image001.png>

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Subject: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth
Date: January 15, 2020 at 12:11:18 PM CST
To: Chapter Media <ChapterMedia@aclu.org>

<image003.png>
FOR IMMEDIATE RELEASE: Jan. 15, 2020
MEDIA CONTACT: Janna Farley, jfarley@aclu.org or 605-366-7732

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###

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From: Michael Laidlaw
Sent: 1/16/2020 2:20:09 PM
To: "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Scott Newgent" <scottnewgent@gmail.com>, "Andre Van Mol" <95andrev@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: Re: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth
Attachments: blocked.gif

Agree. That would be a great reference on your site to refer to Scott, if not already there.

On 2020-01-16 13:20, Michelle Cretella wrote:

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Cc: Natasha Chart <natasha.chart@gmail.com>; Michael Laidlaw <mike@drlaidlaw.com>; Scott Newgent <scottnewgent@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; James Shupe <jamie.shupe@yahoo.com>; Andre Van Mol <95andrev@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; David Pickup <davidpickuplmft@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Horvath Hacsi <birdcatcher9@yahoo.com>; Monique Robles MD <pamosa27@comcast.net>; Jane Robbins <rlrobb123@gmail.com>; Quentin Van Meter <kidendo@comcast.net>; Hudson, MD Bernard <loyolamd82@gmail.com>
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Subject: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth
Date: January 15, 2020 at 12:11:18 PM CST
To: Chapter Media <ChapterMedia@aclu.org>

<image003.png>
FOR IMMEDIATE RELEASE: Jan. 15, 2020
MEDIA CONTACT: Janna Farley, jfarley@aclu.org or 605-366-7732

ACLU of South Dakota opposes House Bill 1057

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The bill, which was introduced Tuesday, would make it a felony for medical providers to treat youth consistent with evidence-based treatment protocols. HB 1057 continues the streak of bills that would codify discrimination against transgender youth that the South Dakota Legislature has attempted to pass over the last five years.

Like all health care, health care for transgender youth is individualized and based on the needs of each particular person. This bill would take away private health care choices around the provision of medical care consistent with prevailing medical and scientific standards. Such choices should be made between a doctor and a patient, not politicians.

"Transgender kids, like all kids, deserve a chance to experience joy, to learn in a safe environment, to get the health care that they need, and to survive into adulthood," said Libby Skarin, policy director for the ACLU of South Dakota. "When the government proposes laws that would stigmatize them and undermine their care, they lose those opportunities."

By blocking medical care supported by every major medical association, including the American Academy of Pediatrics and the American Medical Association, the legislature is compromising the health of trans youth is dangerous and potentially life-threatening ways. Research shows that transgender youth whose families affirm their gender identity have a 52 percent decrease in suicidal thoughts, a 48 percent decrease in suicide attempts and significant increases in self-esteem and general health.

No other state has passed a law like HB 1057. It is unconstitutional to single out one group of people and categorically ban all care, no matter how medically necessary.

"Every year, South Dakota lawmakers zero in on transgender youth and every year the transgender community is hurt while meaningful problems go unaddressed," Skarin says. "The more we legislate solutions in search of problems, the more our communities suffer. It's time we stop these attacks and focus on issues that matter to the people of South Dakota. Discrimination against a marginalized group is a distraction from the state's real needs and hurts us all."

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The ACLU believes freedoms of press, speech, assembly, and religion, and the rights to due process, equal protection and privacy, are fundamental to a free people. In addition, the ACLU seeks to advance constitutional protections for groups traditionally denied their rights, including people of color, women, and the LGBTQ communities. The ACLU of South Dakota carries out its work through selective litigation, lobbying at the state and local level, and through public education and awareness of what the Bill of Rights means for the people of South Dakota.

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Bcc:
Subject: Re: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth

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For those of you not familiar with this article, the media has done quite an about-face with Lupron since 2009. It went from being demonized for use on kids with autism to being hailed for use on kids with gender dysphoria, aka autism.

https://www.chicagotribune.com/lifestyles/health/chi-autism-lupron-may21-story.html

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(J. Michael Bailey and Ray Blanchard, "Suicide or transition: The only options for gender dysphoric kids?" 4thwavenow.com, Sept. 8, 2017. https://4thwavenow.com/2017/09/08/suicide-or-transition-the-only-options-for-gender-dysphoric-kids/)

"Paradox. The suicide rate for AYA in the non-affirming 1950s USA was much lower than it is now. For both sexes, it was only 4.5 suicides per 100,000 AYA."

Peaked in 1994 with a combined rate of 13.6; ...declined slightly and then was **more or less flat until 2011, when it began again to climb**."
(Hacsi Horvath, Dec. 19, 2018.(https://4thwavenow.com/2018/12/19/the-theatre-of-the-body-a-detransitioned-epidemiologist-examines-suicidality-affirmation-and-transgender-identity/)

The point from Hacsi is why weren't the 1950s a total blood bath for suicides if non-affirmation of everything is the fast train to offing one's self? Affirmation was about nil. For the past decade GLBT affirmation has steadily increased while suicides have too. What gives then?

The title here says it all:
Richards C, Maxwell J, McCune N. **Use of puberty blockers for gender dysphoria: a momentous step in the dark**. *Archives of Disease in Childhood* 2019;**104:**611-612

Andre

On Jan 15, 2020, at 12:16 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Probably not appropriate to contact ACLU. They claim suicidal thoughts and attempts reduce when families affirm their gender identity. Our bill does not prevent that. It only prevents medicalization. Family love, support and social transition is not addressed by our bill. - Fred

---

From: Vernadette Broyles <vbroyles@childparentrights.org>
Sent: Wednesday, January 15, 2020 2:08 PM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Natasha Chart <natasha.chart@gmail.com>; Michael Laidlaw <mike@drlaidlaw.com>; Scott Newgent <scottnewgent@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; James Shupe <jamie.shupe@yahoo.com>; Andre Van Mol <95andrev@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; David Pickup <davidpickuplmft@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Horvath Hacsi <birdcatcher9@yahoo.com>; Monique Robles MD <pamosa27@comcast.net>; Jane Robbins <rlrobb123@gmail.com>; Quentin Van Meter <kidendo@comcast.net>; Hudson, MD Bernard <loyolamd82@gmail.com>
Subject: Re: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth

You could pull from our suicide handout (attached again).

Fred — You should contact the SD ACLU and ask them for the study(ies) that they base their claim that "transgender youth whose families affirm their gender identity have a 52 percent decrease in suicidal thoughts, a 48 percent decrease in suicide attempts and significant increases in self-esteem and general health". One of our MD's can then review them and provide refutation of their alleged evidence.

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

<image001.png>

5805 State Bridge Rd., Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

On Jan 15, 2020, at 2:45 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

We will need to respond to the suicidal thoughts quote. Who is best qualified on our team? Bernie? - Fred

From: Janna Farley <jfarley@aclu.org>
Subject: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth
Date: January 15, 2020 at 12:11:18 PM CST

To: Chapter Media <ChapterMedia@aclu.org>

<image003.png>
FOR IMMEDIATE RELEASE: Jan. 15, 2020
MEDIA CONTACT: Janna Farley, jfarley@aclu.org or 605-366-7732

ACLU of South Dakota opposes House Bill 1057

The ACLU of South Dakota opposes House Bill 1057, a bill that would criminalize doctors for providing medically necessary care for transgender youth.

The bill, which was introduced Tuesday, would make it a felony for medical providers to treat youth consistent with evidence-based treatment protocols. HB 1057 continues the streak of bills that would codify discrimination against transgender youth that the South Dakota Legislature has attempted to pass over the last five years.

Like all health care, health care for transgender youth is individualized and based on the needs of each particular person. This bill would take away private health care choices around the provision of medical care consistent with prevailing medical and scientific standards. Such choices should be made between a doctor and a patient, not politicians.

“Transgender kids, like all kids, deserve a chance to experience joy, to learn in a safe environment, to get the health care that they need, and to survive into adulthood,” said Libby Skarin, policy director for the ACLU of South Dakota. “When the government proposes laws that would stigmatize them and undermine their care, they lose those opportunities.”

By blocking medical care supported by every major medical association, including the American Academy of Pediatrics and the American Medical Association, the legislature is compromising the health of trans youth is dangerous and potentially life-threatening ways. Research shows that transgender youth whose families affirm their gender identity have a 52 percent decrease in suicidal thoughts, a 48 percent decrease in suicide attempts and significant increases in self-esteem and general health.

No other state has passed a law like HB 1057. It is unconstitutional to single out one group of people and categorically ban all care, no matter how medically necessary.

“Every year, South Dakota lawmakers zero in on transgender youth and every year the transgender community is hurt while meaningful problems go unaddressed,” Skarin says. “The more we legislate solutions in search of problems, the more our communities suffer. It’s time we stop these attacks and focus on issues that matter to the people of South Dakota. Discrimination against a marginalized group is a distraction from the state’s real needs and hurts us all.”

About the ACLU of South Dakota

Decisions made during the annual sessions of the South Dakota Legislature have a deep and lasting impact on our state’s people and communities. As new laws are created and others repealed or written, it’s important to ensure that these changes preserve and strengthen our constitutional rights.

Based in Sioux Falls, the American Civil Liberties Union of South Dakota is a non-partisan, nonprofit organization dedicated to the preservation and enhancement of civil liberties and civil rights. The ACLU of South Dakota is part of a three-state chapter that also includes North Dakota and Wyoming. The team in South Dakota is supported by staff in those states.

The ACLU believes freedoms of press, speech, assembly, and religion, and the rights to due process, equal protection and privacy, are fundamental to a free people. In addition, the ACLU seeks to advance constitutional protections for groups traditionally denied their rights, including people of color, women, and the LGBTQ communities. The ACLU of South Dakota carries out its work through selective litigation, lobbying at the state and local level, and through public education and awareness of what the Bill of Rights means for the people of South Dakota.

###

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/19/2020 10:24:42 AM
To: "drmcretella@gmail.com" <drmcretella@gmail.com>, "Scott Newgent" <scottnewgent@gmail.com>
Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Bcc:
Subject: Re: ACLU

Dr. Cretella,

I'm going to respectfully disagree with that, and I'll explain why.

I was recruited heavily by the Transsexual Global Alliance and I've largely ignored them.

There's no shortage of transsexuals willing to denounce the medicalization of children, but their endorsements come with a hitch: they expect everyone to play make believe that they really are the opposite sex and have compelled pronouns and all that garbage. Even worse, they pitch themselves as the real deal, the true transsexuals that had to transition. People like me they claim have sexual paraphilias and fetishes, while they were born in the wrong body.

So I encourage all of you to not buy into this Trojan Horse ploy, because the actions of these folks "identifying" as the opposite sex is contributing immensely to the harm being done to females. It's part of our fight, in fact.

Walt Heyer is proof that no matter how far you've gone medically, you can still turn back.

So unless they've taken formal steps to reclaim their birth sex and denounce gender ideology, please don't endorse or indulge these persons.

Or contribute to the Blaire White types profiteering from this type of behavior.

James

Sent from Yahoo Mail on Android

On Sun, Jan 19, 2020 at 12:32 PM, drmcretella@gmail.com <drmcretella@gmail.com> wrote:

> Scott is right. Having more trans adults come forward would be a game changer.

Sent from my iPhone

On Jan 19, 2020, at 9:51 AM, Scott Newgent <scottnewgent@gmail.com> wrote:

And my twitter was shut down and my website was hacked.

I keep saying this, but I want to make sure that NONE of us lose sight to the children we are saving.

I am the only one on this panel that has medically transitioned and it's no place for a child. Some, very few, but some adults need to transition to find peace, but no child should go through this.

8 months ago was the first time I was made aware that they were doing this to kids and I was appalled.

I'm gathering more transgender adults quotes and thoughts on this and you are just going to have to trust me..Most, trans adults feel the way I do, they just are scared of coming out and saying it.

Please dont loose hope or strength toward this goal, this bill is historic if it passes and it will be the starting point to saving millions of kids. Please understand this, this will not end well if this doesnt pass.

Scott

On Sat, Jan 18, 2020, 10:15 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> So the ACLU is giving out your home phone number, Fred?
>
> “The time to act is now,” the ACLU of South Dakota tweeted. It followed with a long list of legislator’s home and office numbers."
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> https://foxwilmington.com/headlines/south-dakota-legislators-facing-backlash-over-bill-criminalizing-underage-gender-treatments/

On Saturday, January 18, 2020, 08:55:11 AM EST, Fred Deutsch <fred.deutsch@sdlegislature.gov> wrote:

> > Primary opposition is economic, more than medical: https://www.argusleader.com/story/news/2020/01/17/chamber-bill-transgender-youth-threatens-economic-development/4503457002/
> >
> > Fred

Sent: 1/19/2020 9:31:56 AM
To: "Scott Newgent" <scottnewgent@gmail.com>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
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>
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/19/2020 10:42:21 AM
To: "Fred.Deutsch@sdlegislature.gov" <Fred.Deutsch@sdlegislature.gov>
Cc:
Bcc:
Subject: RE: ACLU

Please consider this as a warning that it will come back to bite you when the ACLU files suit.

James

Sent from Yahoo Mail on Android

On Sun, Jan 19, 2020 at 1:29 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

> I'll let Scott make the call. There is no quid pro quo. Just a desire to help kids. - Fred
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> **From:** James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
> **Sent:** Sunday, January 19, 2020 12:25 PM
> **To:** drmcretella@gmail.com; Scott Newgent <scottnewgent@gmail.com>
> **Cc:** David Pickup <davidpickuplmft@gmail.com>; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; QUENTIN VAN METER <kidendo@comcast.net>; Andre Van Mol <95andrev@gmail.com>; Laidlaw Michael <mike@drlaidlaw.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; Glenn Ridder <glenn.ridder@outlook.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Horvath Hacsi <birdcatcher9@yahoo.com>; Monique Robles MD <pamosa27@comcast.net>; Robbins Jane <rlrobb123@gmail.com>; Bernard Hudson, MD <loyolamd82@gmail.com>
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So I encourage all of you to not buy into this Trojan Horse ploy, because the actions of these folks "identifying" as the opposite sex is contributing immensely to the harm being done to females. It's part of our fight, in fact.

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Or contribute to the Blaire White types profiteering from this type of behavior.

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Sent from Yahoo Mail on Android

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<drmcretella@gmail.com> wrote:

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> >
> > Fred

Sent: 1/19/2020 10:32:59 AM
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: ACLU

James,
FYI: The FOUNDER of TGA - Scott - who is in THE EMAIL CHAIN - is one of Fred's key witnesses...
MC

Sent from my iPhone

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>>>
>>> Fred

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/19/2020 2:46:53 PM
To: "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "Scott Newgent" <scottnewgent@gmail.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Bcc:
Subject: Re: ACLU
Attachments: magadoll.transsexual.global.alliance.PNG

Here's your requested proof, Scott.

And I stand by what I said. Until you renounce that fake male identity, reclaim your female birth sex, and quit calling yourself Scott, my advice to leadership is you and all those like you get canned from this endeavor.

The whole lot of you are like drug addicts with a syringe hanging out of your arms, while preaching: "hey kids, this is harmful stuff, don't be like us." You can do everything you're doing now as a female.

If you folks want to exercise adult autonomy and destroy your bodies under the pretense of being the "real deal" transsexual and under the guise of "it's transition or suicide" and "this is medically necessary and insurance companies should pay for our surgeries," which are really lifestyle decisions in my view and based on my experience: go ahead. But don't expect society to get rewired to accommodate your cosmetically altered appearance and people to indulge your delusions about not being female, and religious folks to change their beliefs based on biblical teachings.

I've said everything I need to say at this point.

James

On Sunday, January 19, 2020, 05:33:14 PM EST, Scott Newgent <scottnewgent@gmail.com> wrote:

I'm going to respectfully disagree with that, and I'll explain why.

I was recruited heavily by the Transsexual Global Alliance and I've largely ignored them. **I have never heard your name or ever considered reaching out to you**

There's no shortage of transsexuals willing to denounce **(publically, that is not true)** the medicalization of children, but their endorsements come with a hitch: they expect everyone to play make believe that they really are the opposite sex and have compelled pronouns and all that garbage. Even worse, they pitch themselves as the real deal, the true transsexuals that had to transition. People like me they claim have sexual paraphilias and fetishes, while they were born in the wrong

body.

I do not believe I am a biological male

I do not condone sexual paraphilias or fetishes or

I am not the pronoun police

Please send me a link to this organization you are speaking of because it's definitely not mine.

So I encourage all of you to not buy into this Trojan Horse ploy, because the actions of these folks "identifying" as the opposite sex is contributing immensely to the harm being done to females. It's part of our fight, in fact.

Walt Heyer is proof that no matter how far you've gone medically, you can still turn back.

So unless they've taken formal steps to reclaim their birth sex and denounce gender ideology, please don't endorse or indulge these persons.

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On Sun, Jan 19, 2020 at 5:25 PM Scott Newgent <scottnewgent@gmail.com> wrote:

> Dr. Cretella,
>
> I just started www.transsexualglobalalliance.org and I've never reached out to you. I also, dont believe in what you are speaking about. I'm confused, I believe we might me speaking about two different organizations.
>
> Scott
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> > Fred

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/21/2020 10:57:20 AM
To: "vbroyles@childparentrights.org" <vbroyles@childparentrights.org>
Cc:
Bcc:
Subject: Re: ACLU
Attachments: PastedGraphic-14.png

Hi Vernadette,

I live in Ocala, FL.

Honestly, I'm in intensive mental health therapy and it's best that at least for now I don't overly stress myself. With my PTSD and anxiety disorder it takes a tremendous toll on me to do public appearances.

So if absolutely necessary I'll do it but best to instead use my new court order as much as possible to get it introduced into cases and legislative records, according to Richard Mast.

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Sent from Yahoo Mail on Android

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To: "vbroyles@childparentrights.org" <vbroyles@childparentrights.org>
Cc:
Bcc:
Subject: Re: ACLU
Attachments: PastedGraphic-14.png

I hope others will step forward and work hard to convince Fred he's going to do serious damage putting a pro-transition transsexual on the stand that's still identifying as a male.

Thanks for speaking up.

James

Sent from Yahoo Mail on Android

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Sent: 1/21/2020 11:17:51 AM
To: "vbroyles@childparentrights.org" <vbroyles@childparentrights.org>
Cc:
Bcc:
Subject: Re: ACLU
Attachments: PastedGraphic-14.png

I understand. You got to see how emotional and painful this was when I spoke at the Atlanta event this summer. It really drains me but as I said if necessary and winning or losing is on the line don't hesitate to contact me. I've even turned down TV appearances in the past year because it's so tough.

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On Tue, Jan 21, 2020 at 2:12 PM, Vernadette Broyles <vbroyles@childparentrights.org> wrote:

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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/21/2020 1:59:01 PM
To: "Vernadette Broyles" <vbroyles@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>
Cc:
Bcc:
Subject: Re: ACLU
Attachments: PastedGraphic-14.png

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Sent: 1/21/2020 11:00:39 AM
To: "Scott Newgent" <scottnewgent@gmail.com>
Cc: "James Shupe" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Quentin Van Meter" <kidendo@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>
Subject: Re: ACLU
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To: "James Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: ACLU
Attachments: PastedGraphic-14.png

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From: Vernadette Broyles
Sent: 1/21/2020 2:03:08 PM
To: "James Shupe" <jamie.shupe@yahoo.com>
Cc: "Jane Robbins" <rlrobb123@gmail.com>
Subject: Re: ACLU
Attachments: PastedGraphic-14.png

Tonight would not be a good time to try to communicate with him about this since the hearing is tomorrow and I'm sure he's stressed. After that I would suggest sending him a private email. I can also mention your concerns as well.

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Cc: "Scott Newgent" <scottnewgent@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Bcc:
Subject: Re: ACLU

I'm not sure about the legality or if it's doxing?

Fred has to answer that, but here in Florida, they've been going after the wife of a representative too.

https://www.theblaze.com/news/democrats_block_anti_castration_florida

There's a long history of trans activists using bullying tactics dating back to Dr. Bailey's book The Man Who Would Be Queen when they went after his kids and his job.

https://www.nytimes.com/2007/08/21/health/psychology/21gender.html

It's worked, so they work it. Most female academics are terrified of them.

Also the reason I now live in a community with a guarded gate.

On Saturday, January 18, 2020, 11:55:15 PM EST, Andre Van Mol <95andrev@gmail.com> wrote:

Isn't that pretty much like doxing? Isn't that prosecutable? Even prosecutable by an ACLU attorney?
:-)

Andre
Sent from my iPhone

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From: Jon Uhler
Sent: 8/23/2019 9:14:37 AM
To: "VBroyles" <vbroyles@childparentrights.org>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <RMast@lc.org>, "Heyer Walt" <waltsbook@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Cretella Michelle" <drmcretella@gmail.com>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>
Cc:
Subject: Re: Amici brief for SCOTUS

Some more encouragement & hopefully some ammunition for everyone. Andre, you mentioned the Christian Post, so it jogged my mind that maybe folks hadn't seen this. I'm getting some neat radio interview requests (one happening this afternoon on drive-time with, Washington Watch, the radio program for the Family Research Counsel at 5:22pm EST.

I think the tide is starting to turn against the perpetrators, as parents are awakening!

Drag Queen Story Hour 'greatest grooming program ever devised,' counselor says



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A clinical counselor who has worked with over 4,000 serial predators is urging parents to be vigilant after a Te...

On Friday, August 23, 2019, 01:09:17 PM EDT, Jon Uhler <jkuvpc@yahoo.com> wrote:

Outstanding! And, I posted your article on my Twitter page last night. :) Thanks for your hard work in this fight.

On Friday, August 23, 2019, 01:02:53 PM EDT, Andre Van Mol <95andrev@gmail.com> wrote:

Hola, Team SD.

I worked with Michelle Cretella and a law professor at request of Alliance Defending Freedom to get out this amici for the SCOTUS Harris Funeral Home case. We directly took on the AMA and friends amici, which was not that hard to disprove, IMHO. It's the best I think we've ever done, though admittedly the others were Circuit Court cases and not SCOTUS. The law professor requests that his name be kept out of communications involving this, as he is job hunting right now. I and Michelle are the primary researchers and therefor authors anyway, and conveniently our names do not appear on it (such is how group projects often go and so be it). Don't fear the

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Also, my CMDA blog from yesterday seems to be on fire already, reprint approval requested by Christian Post, several bloggers already posted, other cool stuff, etc.
https://cmda.org/reinforcing-childrens-sexual-identity-a-review-of-ellie-klipps-i-dont-have-to-choose/

Andre

Attachment:

From: Jon Uhler
Sent: 8/23/2019 9:17:50 AM
To: "VBroyles" <vbroyles@childparentrights.org>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <RMast@lc.org>, "Heyer Walt" <waltsbook@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Cretella Michelle" <drmcretella@gmail.com>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>
Cc:
Subject: Re: Amici brief for SCOTUS
Attachments: Screen Shot 2019-08-23 at 1.16.00 PM.png

Also, this one just came in... so, let's take heart... we're starting to see some good public awakening!

Inline image

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Andre

From: Andre Van Mol
Sent: 8/23/2019 9:20:35 AM
To: "Jon Uhler" <jkuvpc@yahoo.com>
Cc: "VBroyles" <vbroyles@childparentrights.org>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <RMast@lc.org>, "Heyer Walt" <waltsbook@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Cretella Michelle" <drmcretella@gmail.com>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
Subject: Re: Amici brief for SCOTUS

Jon, Iâ€™ve been posting the â€œDrag Queen Story Hourâ€ article all over and have been seeing others do the same. :)

Andre

> On Aug 23, 2019, at 10:14 AM, Jon Uhler <jkuvpc@yahoo.com> wrote:
>
> Some more encouragement & hopefully some ammunition for everyone. Andre, you mentioned the Christian Post, so it jogged my mind that maybe folks hadn't seen this. I'm getting some neat radio interview requests (one happening this afternoon on drive-time with, Washington Watch, the radio program for the Family Research Counsel at 5:22pm EST.
>
> I think the tide is starting to turn against the perpetrators, as parents are awakening!
>
> Drag Queen Story Hour 'greatest grooming program ever devised,' counselor says
>
> 
> **Drag Queen Story Hour 'greatest grooming program ever devised,' counselo...**
> A clinical counselor who has worked with over 4,000 serial predators is urging parents to be vigilant after a Te...
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Attachment:

From: VBroyles
Sent: 8/23/2019 12:09:31 PM
To: "Andre Van Mol" <95andrev@gmail.com>
Cc: "Jon Uhler" <jkuvpc@yahoo.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "James Shupe" <jamie.shupe@yahoo.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Cretella Michelle" <drmcretella@gmail.com>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
Subject: Re: Amici brief for SCOTUS
Attachments: PastedGraphic-5.png

Andre and Michelle

This is such an important work â€" we are all in your debt for unbending this contorted ideology and articulating truth! I simply cannot wait to read it â€" and USE it.

Vernadette

Vernadette Broyles, Esq.
President and General Counsel
Child & Parental Rights Campaign, Inc.
5805 State Bridge Rd, Suite G310
Johns Creek GA 30097
Phone: 770-448-4525
vbroyles@childparentrights.org



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<Amicus SCOTUS Harris. 18-107 Amicus BOM National Medical and Policy Groups - Filed Version.pdf>

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Andre

Attachment:

From: Fred Deutsch
Sent: 8/19/2019 7:44:57 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: RE: Blanchard Reference Article
Attachments: image001.jpg

Thank you. You likely also saw this article: https://www.theatlantic.com/science/archive/2019/01/young-trans-children-know-who-they-are/580366/

I imagine we'll face attacks similar to those put forward by this writer. - Fred

---

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Monday, August 19, 2019 10:17 AM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Subject: Blanchard Reference Article

Rep. Deutsch,

This is a good article for you to hold onto for the fight ahead. Blanchard is a world-renowned expert and he doesn't recommend approving surgery until age 21, so your bill is more than generous in that regard.

https://www.nationalreview.com/2019/05/ray-blanchard-transgender-orthodoxy/

On Monday, August 19, 2019, 10:50:42 AM EDT, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Dissonant is not a word I typically use, so I'll throw it out to the group. Does dissonant work? - Fred

From: Mary E. McAlister <mmcalister@childparentrights.org>
Sent: Monday, August 19, 2019 9:46 AM
To: Lee Schoenbeck <lee@schoenbecklaw.com>; Andre Van Mol <95andrev@gmail.com>; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Cretella Michelle <drmcretella@gmail.com>; Shupe Jamie <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Laidlaw Michael <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mast Richard <RMast@lc.org>; Heyer Walt <waltsbook@yahoo.com>; Sharp Matt <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
Subject: RE: update

How about dissonant?

Mary E. McAlister, Esq.

Senior Litigation Counsel

Child & Parental Rights Campaign, Inc.

P.O. Box 637

Monroe, VA 24574

Phone: 434-610-0873

mmcalister@childparentrights.org



Sent from Mail for Windows 10

From: Lee Schoenbeck
Sent: Monday, August 19, 2019 10:43 AM
To: Andre Van Mol; Fred Deutsch
Cc: Kelsey Coalition; Cretella Michelle; Shupe Jamie; Jon Uhler; VBroyles; Laidlaw Michael; Jon Hansen; William Malone; Mary McAlister; Mast Richard; Heyer Walt; Sharp Matt; Chris Motz; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
Subject: RE: update

"incorrect" draws more flys – because of its judgmental nature (I'm ok with being judgmental – others not so much) – is there something that's more objective – worth figuring that out

Lee Schoenbeck, Attorney

Schoenbeck Law, PC

PO Box 1325

Redlin Art Center

1200 Mickelson Dr., #310

Watertown, SD 57201

Office: (605)886-0010

Fax: (605)886-0011

lee@schoenbecklaw.com

schoenbecklaw.com

From: Andre Van Mol <95andrev@gmail.com>
Sent: Monday, August 19, 2019 8:48 AM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Cretella Michelle <drmcretella@gmail.com>; Shupe Jamie <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Laidlaw Michael <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Mast Richard <RMast@lc.org>; Heyer Walt <waltsbook@yahoo.com>; Sharp Matt <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
Subject: Re: update

Fred,

The phrase “incorrect perception of their sex” grounds the bill in the material, the biological, physical reality, which makes it far easier to defend against the “who are you to say?“ people.

Andre

Sent from my iPhone

On Aug 19, 2019, at 6:30 AM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

> All, what do you think about KC’s suggest to add incorrect to the sentence: “…attempting to change or affirm the child’s incorrect perception of their sex.”
>
> I like the idea – I think it helps to further narrow the bill and avoids causing problems with other medical conditions. But does adding the word cause add’l problems? The other side will certainly argue “who are you to say what’s an incorrect perception?” The answer, of course, is if perception varies from reality, than it is an incorrect perception (the bill’s definition of sex is reality). That said, the process is political. Does the change cast doubt in the mind of legislators about who is to say what’s an incorrect perception? - Fred
>
> **From:** Kelsey Coalition <kelseycoalition@gmail.com>
> **Sent:** Monday, August 19, 2019 8:02 AM
> **To:** Lee Schoenbeck <lee@schoenbecklaw.com>
> **Cc:** Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Andre Van Mol <95andrev@gmail.com>; Cretella Michelle <drmcretella@gmail.com>; Shupe Jamie <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Laidlaw Michael <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Mast Richard <RMast@lc.org>; Heyer Walt <waltsbook@yahoo.com>; Sharp Matt <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
> **Subject:** Re: update
>
> Fred, thank you for your tireless work! I'd like to suggest clarifying this sentence by adding the word "incorrect" – “…attempting to change or affirm the child’s incorrect perception of their sex.” Otherwise, professionals who use the proper pronouns for children who have a correct perception of their sex would be in violation. ~KC
>
> On Sun, Aug 18, 2019 at 9:30 PM Lee Schoenbeck <lee@schoenbecklaw.com> wrote:
>
> > Amen

Sent from my iPhone

On Aug 18, 2019, at 8:24 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

> That's why I'm making road trips to visit with individual legislators, Andre. This will give them ample time to think about the bill. The trips are also good politics. Mostly you find candidates seeking election that hit the road, but it's relatively unheard of to expend time and money to attempt to pass a single bill. It shows the legislators we're serious, and it amplifies our credibility. And every little bit helps! - Fred

---

From: Andre Van Mol <95andrev@gmail.com>
Sent: Sunday, August 18, 2019 8:14 PM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Cretella Michelle <drmcretella@gmail.com>; Shupe Jamie <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Lee Schoenbeck <lee@schoenbecklaw.com>; Laidlaw Michael <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Mast Richard <RMast@lc.org>; Heyer Walt <waltsbook@yahoo.com>; Sharp Matt <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
Subject: Re: update

> Understood, and I know exceptionally good attorneys have gone over and over this. It is very specific to perception of sex, which is good. I also wondered about the need for such surgeries in trauma victims, but you also specified non-diseased, so that would seem ok. It's just that if we are a bit confused and have misgivings, one wonders what the actual legislators will think. Perhaps part of the problem is we were dealing with the longer version for so long that now seeing such a condensed bill seems a touch bewildering.
>
> Andre
>
> > On Aug 18, 2019, at 5:28 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:
> >
> > The key to the entire bill is the language "attempting to change or affirm the child's perception of their sex," with sex defined as "the biological state of being female or male."
> >
> > We have to be able to explain the application.
> >
> > So let's say we have a teenage girl:
>
> 1. She perceives she is a boy.
>   a. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that**affirm** her perception of being a boy.
>   b. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that**change** her perception of being a boy. (I'm not sure this is applicable. Thoughts?)
> 2. She perceives she is a girl.
>   a. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that**affirm** her perception of being a girl. (This scenario would mean there is congruity between body and mind. Bill is probably not applicable).
>   b. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that**change** her perception of being a girl. (This scenario would mean there is congruity between body and mind. Bill is probably not applicable).
>
> > Please let me know what you think - Fred

From: Andre Van Mol <95andrev@gmail.com>
Sent: Sunday, August 18, 2019 6:41 PM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Subject: Re: update

Perhaps the “the biological state…” quote can be repeated at that juncture where things get confusing? Bad idea? I have every faith that the other side will try to distort anything that is left hanging. Counting on common sense, Fairplay, and responsible readership from opponents will prove to be disappointing.

Andre

Sent from my iPhone

On Aug 18, 2019, at 4:08 PM, Michelle Cretella <drmcretella@gmail.com> wrote:

> IMO, as Fred pointed out earlier, the definition of sex in the bill as " ***the biological state*** of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles" - covers all bases. A boy who perceives himself as a girl and requests blockers & estrogen will be denied under this bill.
>
> "Biological sex" is redundant and may be used to imply there are other sexes like a social sex; "natal or birth sex" implies sex can change before or after birth ...
>
> On Sat, Aug 17, 2019 at 10:29 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> > My opinion is to cover your bases in the mentioned line as well. I think that sentence is too ambiguous and should get reworded.
> >
> > It says: “attempting to change or affirm the child’s perception of their sex." So if a male child's perception of their sex is female?
> >
> > I like what Andre suggested, but recommend changing natal to biological, based on court language.

On Saturday, August 17, 2019, 10:19:46 PM EDT, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Read the definition of sex in the bill: "Sex," ***the biological state*** of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles.

Don't you think that covers it? - Fred

From: Jon Uhler <jkuvpc@yahoo.com>
Sent: Saturday, August 17, 2019 7:16 PM
To: VBroyles <vbroyles@childparentrights.org>; Andre Van Mol <95andrev@gmail.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; 'Jon Hansen' <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Subject: Re: update

Thanks for all your work.

On Saturday, August 17, 2019, 06:25:32 PM EDT, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

All, just a note to update you on status of the Vulnerable Child Protection Act.

I'm comfortable the bill and white paper are at or near final form.

I've begun my road trips across the state to meet with key moderate Republicans. Response has been mixed but mostly positive. Not a single legislator I've spoken with so far has a clue about what's happening with transgender advocacy nor affirmative therapy. All of this is new to them.

Despite the generally positive response, I have no doubt this will be an uphill battle when we get to session. The last time I introduced a transgender-related bill in 2016, the state and the governor experienced political and economic pressures including boycott threats from around the country. I doubt this time will be any different.

I meet with the governor's top policy advisor next week to discuss the bill.

I've targeted about 20% of the legislature to meet one-on-one prior to session.

KC from Kelsey Coalition will be developing her suggested strategy for testimony that I'll bounce off our South Dakota team.

As always, please do not share this with media. The longer we can fly under the radar, the better.

Please let me know if you have questions. I am grateful for your support and prayers.

Fred

–

www.KelseyCoalition.org

Attachment:

From: Fred Deutsch
Sent: 8/19/2019 7:17:24 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: RE: Blanchard Reference Article
Attachments: image001.jpg

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Subject: RE: update

How about dissonant?

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mmcalister@childparentrights.org



Sent from Mail for Windows 10

From: Lee Schoenbeck
Sent: Monday, August 19, 2019 10:43 AM
To: Andre Van Mol; Fred Deutsch
Cc: Kelsey Coalition; Cretella Michelle; Shupe Jamie; Jon Uhler; VBroyles; Laidlaw Michael; Jon Hansen; William Malone; Mary McAlister; Mast Richard; Heyer Walt; Sharp Matt; Chris Motz; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
Subject: RE: update

"incorrect" draws more flys – because of its judgmental nature (I'm ok with being judgmental – others not so much) – is there something that's more objective – worth figuring that out

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From: Andre Van Mol <95andrev@gmail.com>
Sent: Monday, August 19, 2019 8:48 AM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Cretella Michelle <drmcretella@gmail.com>; Shupe Jamie <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Laidlaw Michael <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Mast Richard <RMast@lc.org>; Heyer Walt <waltsbook@yahoo.com>; Sharp Matt <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
Subject: Re: update

Fred,

The phrase “incorrect perception of their sex” grounds the bill in the material, the biological, physical reality, which makes it far easier to defend against the “who are you to say?“ people.

Andre

Sent from my iPhone

On Aug 19, 2019, at 6:30 AM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

> All, what do you think about KC’s suggest to add incorrect to the sentence: “...attempting to change or affirm the child’s incorrect perception of their sex.”
>
> I like the idea – I think it helps to further narrow the bill and avoids causing problems with other medical conditions. But does adding the word cause add’l problems? The other side will certainly argue “who are you to say what’s an incorrect perception?” The answer, of course, is if perception varies from reality, than it is an incorrect perception (the bill’s definition of sex is reality). That said, the process is political. Does the change cast doubt in the mind of legislators about who is to say what’s an incorrect perception? - Fred
>
> **From:** Kelsey Coalition <kelseycoalition@gmail.com>
> **Sent:** Monday, August 19, 2019 8:02 AM
> **To:** Lee Schoenbeck <lee@schoenbecklaw.com>
> **Cc:** Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Andre Van Mol <95andrev@gmail.com>; Cretella Michelle <drmcretella@gmail.com>; Shupe Jamie <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Laidlaw Michael <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Mast Richard <RMast@lc.org>; Heyer Walt <waltsbook@yahoo.com>; Sharp Matt <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
> **Subject:** Re: update
>
> Fred, thank you for your tireless work! I'd like to suggest clarifying this sentence by adding the word "incorrect" – “...attempting to change or affirm the child’s incorrect perception of their sex.” Otherwise, professionals who use the proper pronouns for children who have a correct perception of their sex would be in violation. ~KC
>
> On Sun, Aug 18, 2019 at 9:30 PM Lee Schoenbeck <lee@schoenbecklaw.com> wrote:
>
> > Amen
> >
> > Sent from my iPhone

On Aug 18, 2019, at 8:24 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

That's why I'm making road trips to visit with individual legislators, Andre. This will give them ample time to think about the bill. The trips are also good politics. Mostly you find candidates seeking election that hit the road, but it's relatively unheard of to expend time and money to attempt to pass a single bill. It shows the legislators we're serious, and it amplifies our credibility. And every little bit helps! - Fred

---

From: Andre Van Mol <95andrev@gmail.com>
Sent: Sunday, August 18, 2019 8:14 PM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Cretella Michelle <drmcretella@gmail.com>; Shupe Jamie <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Lee Schoenbeck <lee@schoenbecklaw.com>; Laidlaw Michael <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Mast Richard <RMast@lc.org>; Heyer Walt <waltsbook@yahoo.com>; Sharp Matt <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
Subject: Re: update

Understood, and I know exceptionally good attorneys have gone over and over this. It is very specific to perception of sex, which is good. I also wondered about the need for such surgeries in trauma victims, but you also specified non-diseased, so that would seem ok. It's just that if we are a bit confused and have misgivings, one wonders what the actual legislators will think. Perhaps part of the problem is we were dealing with the longer version for so long that now seeing such a condensed bill seems a touch bewildering.

Andre

On Aug 18, 2019, at 5:28 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

The key to the entire bill is the language "attempting to change or affirm the child's perception of their sex," with sex defined as "the biological state of being female or male."

We have to be able to explain the application.

So let's say we have a teenage girl:

1. She perceives she is a boy.
    a. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that**affirm** her perception of being a boy.
    b. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that**change** her perception of being a boy. (I'm not sure this is applicable. Thoughts?)
2. She perceives she is a girl.
    a. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that**affirm** her perception of being a girl. (This scenario would mean there is congruity between body and mind. Bill is probably not applicable).
    b. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that**change** her perception of being a girl. (This scenario would mean there is congruity between body and mind. Bill is probably not applicable).

Please let me know what you think - Fred

From: Andre Van Mol <95andrev@gmail.com>
Sent: Sunday, August 18, 2019 6:41 PM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Subject: Re: update

Perhaps the “the biological state…” quote can be repeated at that juncture where things get confusing? Bad idea? I have every faith that the other side will try to distort anything that is left hanging. Counting on common sense, Fairplay, and responsible readership from opponents will prove to be disappointing.

Andre

Sent from my iPhone

On Aug 18, 2019, at 4:08 PM, Michelle Cretella <drmcretella@gmail.com> wrote:

> IMO, as Fred pointed out earlier, the definition of sex in the bill as " ***the biological state*** of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles" - covers all bases. A boy who perceives himself as a girl and requests blockers & estrogen will be denied under this bill.
>
> "Biological sex" is redundant and may be used to imply there are other sexes like a social sex; "natal or birth sex" implies sex can change before or after birth ...
>
> On Sat, Aug 17, 2019 at 10:29 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> > My opinion is to cover your bases in the mentioned line as well. I think that sentence is too ambiguous and should get reworded.
> >
> > It says: “attempting to change or affirm the child’s perception of their sex." So if a male child's perception of their sex is female?
> >
> > I like what Andre suggested, but recommend changing natal to biological, based on court language.

On Saturday, August 17, 2019, 10:19:46 PM EDT, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Read the definition of sex in the bill: "Sex," ***the biological state*** of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles.

Don't you think that covers it? - Fred

From: Jon Uhler <jkuvpc@yahoo.com>
Sent: Saturday, August 17, 2019 7:16 PM
To: VBroyles <vbroyles@childparentrights.org>; Andre Van Mol <95andrev@gmail.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; 'Jon Hansen' <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Subject: Re: update

Thanks for all your work.

On Saturday, August 17, 2019, 06:25:32 PM EDT, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

All, just a note to update you on status of the Vulnerable Child Protection Act.

I'm comfortable the bill and white paper are at or near final form.

I've begun my road trips across the state to meet with key moderate Republicans. Response has been mixed but mostly positive. Not a single legislator I've spoken with so far has a clue about what's happening with transgender advocacy nor affirmative therapy. All of this is new to them.

Despite the generally positive response, I have no doubt this will be an uphill battle when we get to session. The last time I introduced a transgender-related bill in 2016, the state and the governor experienced political and economic pressures including boycott threats from around the country. I doubt this time will be any different.

I meet with the governor's top policy advisor next week to discuss the bill.

I've targeted about 20% of the legislature to meet one-on-one prior to session.

KC from Kelsey Coalition will be developing her suggested strategy for testimony that I'll bounce off our South Dakota team.

As always, please do not share this with media. The longer we can fly under the radar, the better.

Please let me know if you have questions. I am grateful for your support and prayers.

Fred

–

www.KelseyCoalition.org

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/23/2020 10:57:21 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc:
Bcc:
Subject: Re: CNN article

Rep. Deutsch,

My advice is to get assistance from a couple of the group members like Jane, Michelle, etc. and attack the methodology. When the ROGD study was done by Litman, the activists attacked her for soliciting parents skeptical of transition from places like 4thwavenow.com. This survey did the exact same thing, canvasing LGBT centers. Even worse 18-36 year-olds were answering the question for kids. There was prize money offered to take the survey, etc. etc. All of this is detailed in the methodology section.

James

On Thursday, January 23, 2020, 01:52:22 PM EST, Fred Deutsch <fred.deutsch@sdlegislature.gov> wrote:

Saw the CNN article you put on Twitter. This will be the evidence used against us on Monday as we debate the issue on the floor. How do you suggest we respond? - Fred

From: Andre Van Mol
Sent: 1/28/2020 11:36:15 AM
To: "Paul Hruz" <hruz_p007@att.net>
Cc: "Laidlaw Michael" <mike@drlaidlaw.com>, "Deutsch Fred" <fred.deutsch@sdlegislature.gov>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Subject: Re: Comment on Turban PB paper

Paul, this is superb. Admittedly the stat talk run over my head a bit, but your descriptions of their significance are quite clear. Youâ€™re as busy as any of us, but can you let us know when this comment is published? I could use it in a few upcoming talks and perhaps testimonies.

Gratefully,
Andre

> On Jan 28, 2020, at 9:21 AM, Paul Hruz <hruz_p007@att.net> wrote:
>
> FYI: We submitted an online comment to Pediatrics a few days ago (necessary prelude to consideration for publishing "letter to editor") pointing out the problems with the most recent Turban et al study claiming Pubertal blockade saves lives. According to the journal, it will take up to 3 days for them to decide whether or not to post. Still waiting... Here is the text of our comments:
>
> **Suicidality in Gender Dysphoric Youth Offered Pubertal Blockade Remains Alarmingly High**
> Paul W. Hruz, Lawrence S. Mayer and Walter R. Schumm
>
> The article by Turban et al.[1] is being widely interpreted as providing evidence that GnRH agonists are beneficial in preventing suicide in transgender youth. This includes an accompanying AAP news article[2]. This conclusion is not warranted from the article. While the authors acknowledge that, as a cross-sectional study, their data cannot establish *causal* relationship between pubertal blockade and suicidality, they fail to emphasize that those who received puberty blockade, and those that did not, both had alarmingly high rates of suicidal ideation (50% or higher) within the last year, rates strikingly similar to those previously reported for transgender adults[3]. There was no difference between the study groups when comparing a more robust measure of suicidal risk: ideation with a plan. Furthermore, those receiving GnRH agonists had higher rates of hospitalization for suicide attempts when compared to those not receiving this medication. The argument that there was a lack of statistical power is an assumed explanation for these effects, and is often used by scientists when their hypothesis is not supported by the data. An equally plausible explanation is that suicidal risk is almost independent of taking GnRH agonists because pubertal blockade fails to address important co-occurring psychological issues. The study has several methodological weaknesses. Community-based samples of patients identifying as transgender are rife with ascertainment biases. Gender dysphoric youth who do not identify as transgender later in life are not in the sample. The influence of pubertal blockade on their identity and suicidality are not considered. It is not surprising that patients who identify as transgender later in life value an intervention that supported their early identification and that patients that desired but did not receive that intervention over-estimate its value. The most meaningful comparison

should be between patients that receive the intervention and those that do not regardless of whether the treatment was offered and regardless of whether they identify as transgender later in life. Secondly, since gender dysphoria experienced by these patients is influenced by a myriad of factors, it is misleading to base conclusions about the benefit of receiving GnRH agonist on any univariate analyses. To achieve reliable conclusions on suicide risk, more complex modeling assessing multiple inter-related contributors is required. Notably, all but one of the univariate results is non-significant when controlling for but a few background factors. Although the odds ratio for lifetime suicidality remains significant, the Pearson correlation is surprisingly small, < .08, yielding a very small effect size (Cohen's *d* < .20) and does not assess current or future suicide risk. Thus, from this survey it is an unjustifiable stretch to conclude, or even suggest, that for gender dysphoric youth, pubertal blockade is a lifesaving intervention. The observed outcomes for young adults who experience a gender identity that is discordant with biological sex leads to serious concerns about the long-term efficacy of puberty blockade. Further research into this complex and poorly understood population is needed. Until this research is published caution is required in recommending GnRH agonists to alter the natural course of puberty.

1. Turban et al. Pubertal Suppression for Transgender Youth and Risk of Suicidal Ideation. Pediatrics. Jan. 23, 2020, https://doi.org/10.1542/peds.2019-1725)
2. Jenco, Blocking puberty in transgender teens linked to lower likelihood of suicidal thoughts. AAP News January 23, 2020. https://www.aappublications.org/news/2020/01/23/pubertysuppression012320
3. Adams, Hitomi & Moody, Varied Reports of Adult Suicidality: Synthesizing and Describing the Peer-Reviewed and Gray Literature. Transgender Health 2.1:60-75, 2017

On Monday, January 27, 2020, 11:02:09 AM CST, Andre Van Mol <95andrev@gmail.com> wrote:

For suicides attempts and hospitalization after hormonal therapy, the 2019 Branstrom study from Sweden (by way of Yale, naturally) also showed no improvement (they claimed it for SRS/GAS, but actually failed to show it credibly). Me, Mike, Miriam and Paul McHugh (Iottaâ€™ Mâ€™s there) have a letter to the editor of AJP criticizing the study that is going through peer review now.

Mike pretty much hit it out of the park with his answer to the 7 Qs.

Andre

> On Jan 27, 2020, at 6:21 AM, Michael Laidlaw <mike@drlaidlaw.com> wrote:

Here are my thoughts on those items, Fred:

1. Suicide rates go up

Kids who are suicidal need competent mental health care, not sterilization.

The largest study tracking transgender people encompassed the entire population of Sweden over a 30 year period and showed that hormones and sex reassignment surgery still left people at a 19X higher risk of completed suicide compared to then general population.

The U.K.'s Tavistock GIDS clinic showed that children on blockers reported GREATER self-harm. Girls reported MORE behavioral and emotional problems, greater dissatisfaction with body.

The latest survey study being touted by the mainstream media [by J Turban] actually shows that puberty blocker use did NOT reduce the risk of inpatient hospitalization for suicide attempts.

2. Impact economy
[I'll leave this to the econ people]

3. Interferes with doctor-patient relationship
Not everything is permissible within a doctor-patient relationship. The doctor does not have a right to harm a patient. A proper doctor-patient relationship involves full disclosure of the risks and benefits of a therapy. If the child cannot fully understand the harms of therapy such as sterilization and removal of healthy body parts, then the child is a part of an unhealthy doctor-patient relationship and the state MUST intervene to prevent harms.

4. Interferes with parental rights
The parent also does not have the right to participate in the harm of their child. The parent is relying on medical evidence that has been rated as low, very low and no quality evidence in the 2017 Endocrine Society guidelines. The Endocrine Society guidelines in their disclaimer on p. 3895 states clearly that these treatments are NOT standards of care. The state must intervene to prevent parents from inadvertently participating in the harm of their child because they have received incomplete information on a poorly researched

subject.

5. Parents must give consent â€" therefore it should be the parent held responsible, not the doctor
The parent provides consent based on a good faith assumption that the doctors are providing the best care possible and have properly weighed the risks and benefits of treatment. However, the harms that come to a child (e.g. sterilization, permanent disfiguration, heart disease risk, osteoporosis risk, etc.) are the primary result of physicians who have performed the surgeries or given these medications. Only the doctor can truly comprehend the potential scope of injury, and only they are licensed by the state to prescribe and perform these procedures. It is not the job of the parent to investigate any and all potential harms of a medication or procedure. It is the duty of a licensed physician. Therefore the culpability for harms to a patient, falls on the doctor. [Perhaps, similar to a medical malpractice suit].

6. PB are reversible

The effects of Puberty Blockers are NOT reversible. The important time lost for normal development can never be regained.
A key period of bone strengthening is affected putting the child at risk for adult osteoporosis.
A key period of brain development is affected, and many of the risks are unknown because they have not been studied.
The U.K.'s Tavistock GIDS clinic showed that children on blockers reported GREATER self-harm. Girls reported MORE behavioral and emotional problems, greater dissatisfaction with body.

Also a key time of growing together and interacting with peers and reaching important psychosocial milestones is lost forever.
An analogy: Just imagine you've taken your child out of 6th grade for the entire year. Is the time lost reversible? If you put them back in sixth grade, are they not in class with a bunch of students who are developmentally younger than they? Can the time lost studying ever be regained? Will the child not be at a disadvantage trying to catch up to the next grade? Can the important sixth grade experiences with peers ever be the same?

7. Bill is unconstitutional
[Will leave to attorneys and legislators]

-Mike

On 2020-01-27 03:55, patrick Lappert wrote:

> I think one has to be prepared to dismantle the validity of the WPATH guidelines:
> -Where WPATH came from
> -How the guidelines were crafted
> -How they are ignored, even by adherents.
>
> PWL
> > On January 26, 2020 at 11:28 PM Andre Van Mol <95andrev@gmail.com> wrote:
> >
> > Those are the stats I've seen as well. So take away the medical students and residents, and the AMA really isn't the A-MA.
> > As for it and the others, they are all professional guilds and susceptible to political/ideological/financial manipulation. They are not scientific organizations, and people don't seem to get that.
> >
> > Andre
> >
> > > On Jan 26, 2020, at 6:50 PM, Bernard Hudson < loyolamd82@gmail.com> wrote:
> > >
> > > AMA membership hovers less than 20% of licensed physicians, actually about 17% of physicians and medical students.
> > >
> > > Decades ago, 3/4 of licensed doctors were members. The AMA movement towards accepting doctors killing patients, and infants are patients, has destroyed the membership over the decades.
> > >
> > > The issue will be that a physician is not a consensus doctor if not abiding by AMA affirmation guidelines.
> > >
> > > In Tampa, August 2019, the opposing attorneys wrote: "Dr. Hudson is not a consensus physician and clearly harms children."
> > >
> > > Although they lost the case, gutting all of Florida's affirmation guidelines, they included 13 medical and psychological organizations including, My God Yes!, the American High School Counselors Association!
> > >
> > > Accept this approach as typical.

BH

On Jan 26, 2020, at 6:44 PM, James Shupe (Formerly Jamie Shupe) < jamie.shupe@yahoo.com> wrote:

> That you're going against the advice of the American Medical Association and WPATH, etc.
>
> Note: This email chain had Kara Dansky and Greg Scott, please remove them if you respond.
>
> James
>
> On Sunday, January 26, 2020, 07:39:39 PM EST, Fred Deutsch < fred.deutsch@sdlegislature.gov> wrote:
>
> Brainstorming idea for objections to bill. Others that you think I should prepare for in addition claims that:
>
> Suicide rates go up
>
> Impact economy
>
> Interferes with doctor-patient relationship
>
> Interferes with parental rights
>
> Parents must give consent â€“ therefore it should be the parent held responsible, not the doctor
>
> PB are reversable
>
> Bill is unconstitutional

Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

From: QUENTIN VAN METER
Sent: 1/28/2020 3:07:07 PM
To: "Andre Van Mol" <95andrev@gmail.com>, "Paul Hruz" <hruz_p007@att.net>
Cc: "Laidlaw Michael" <mike@drlaidlaw.com>, "Deutsch Fred" <fred.deutsch@sdlegislature.gov>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Subject: Re: Comment on Turban PB paper

Ditto for me!

Quentin

> On January 28, 2020 at 2:36 PM Andre Van Mol <95andrev@gmail.com> wrote:
>
> Paul, this is superb. Admittedly the stat talk run over my head a bit, but your descriptions of their significance are quite clear. Youâ€™re as busy as any of us, but can you let us know when this comment is published? I could use it in a few upcoming talks and perhaps testimonies.
>
> Gratefully,
> Andre
>
> > On Jan 28, 2020, at 9:21 AM, Paul Hruz < hruz_p007@att.net> wrote:
> >
> > FYI: We submitted an online comment to Pediatrics a few days ago (necessary prelude to consideration for publishing "letter to editor") pointing out the problems with the most recent Turban et al study claiming Pubertal blockade saves lives. According to the journal, it will take up to 3 days for them to decide whether or not to post. Still waiting... Here is the text of our comments:
> >
> > **Suicidality in Gender Dysphoric Youth Offered Pubertal Blockade Remains Alarmingly High**
> > Paul W. Hruz, Lawrence S. Mayer and Walter R. Schumm
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Accept this approach as typical.

BH

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Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

From: Paul Hruz
Sent: 1/28/2020 9:21:01 AM
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Subject: Re: Comment on Turban PB paper

FYI: We submitted an online comment to Pediatrics a few days ago (necessary prelude to consideration for publishing "letter to editor") pointing out the problems with the most recent Turban et al study claiming Pubertal blockade saves lives. According to the journal, it will take up to 3 days for them to decide whether or not to post. Still waiting... Here is the text of our comments:

Suicidality in Gender Dysphoric Youth Offered Pubertal Blockade Remains Alarmingly High

Paul W. Hruz, Lawrence S. Mayer and Walter R. Schumm

The article by Turban et al.[1] is being widely interpreted as providing evidence that GnRH agonists are beneficial in preventing suicide in transgender youth. This includes an accompanying AAP news article[2]. This conclusion is not warranted from the article. While the authors acknowledge that, as a cross-sectional study, their data cannot establish *causal* relationship between pubertal blockade and suicidality, they fail to emphasize that those who received puberty blockade, and those that did not, both had alarmingly high rates of suicidal ideation (50% or higher) within the last year, rates strikingly similar to those previously reported for transgender adults[3]. There was no difference between the study groups when comparing a more robust measure of suicidal risk: ideation with a plan. Furthermore, those receiving GnRH agonists had higher rates of hospitalization for suicide attempts when compared to those not receiving this medication. The argument that there was a lack of statistical power is an assumed explanation for these effects, and is often used by scientists when their hypothesis is not supported by the data. An equally plausible explanation is that suicidal risk is almost independent of taking GnRH agonists because pubertal blockade fails to address important co-occurring psychological issues. The study has several methodological weaknesses. Community-based samples of patients identifying as transgender are rife with ascertainment biases. Gender dysphoric youth who do not identify as transgender later in life are not in the sample. The influence of pubertal blockade on their identity and suicidality are not considered. It is not surprising that patients who identify as transgender later in life value an intervention that supported their early identification and that patients that desired but did not receive that intervention over-estimate its value. The most meaningful comparison should be between patients that receive the intervention and those that do not regardless of whether the treatment was offered and regardless of whether they identify as transgender later in life. Secondly, since gender dysphoria experienced by these patients is influenced by a myriad of factors, it is misleading to base conclusions about the benefit of receiving GnRH agonist on any univariate analyses. To achieve reliable conclusions on suicide risk, more complex modeling assessing multiple inter-related contributors is required. Notably, all but one of the univariate results is non-significant when controlling for but a few background factors. Although the odds ratio for lifetime suicidality remains significant, the Pearson correlation is surprisingly small, < .08, yielding a very small effect size (Cohen's d < .20) and does not assess current or future suicide risk. Thus, from this survey it is an unjustifiable stretch to conclude, or even suggest, that for gender dysphoric youth, pubertal blockade is a lifesaving intervention. The observed outcomes for young adults who experience a gender identity that is discordant with biological sex leads to serious concerns about the long-term efficacy of puberty blockade. Further research into this complex and poorly understood population is needed. Until this research is published caution is required in recommending GnRH agonists to alter the natural course of puberty.

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Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

From: Jamie Shupe
Sent: 3/13/2019 5:06:43 PM
To: "Media Team" <media@womensliberationfront.org>
Cc:
Bcc:
Subject: Re: Connecting Kara and Jamie

Hi Kara,

Our thoughts are very much aligned on this, my heart breaks too for these parents. I'm basically doing this for them. Your story is heartbreaking too. Ugh. I have a daughter and I can't bear to think about her going down this path, it's beyond comprehensible.

It's not lost on me about the friction within the lesbian community on this issue. I've seen Cathy Brennan criticizing WOLF for working with conservatives and religious elements, but that's the only way I see forward. It's also the only way I see to win this. And it's my strategy.

I know there's all sorts of talk about "losing gay marriage," but the way this is going there isn't going to be a lesbian community if the trans problem isn't stopped. As people fight over something that "might happen," more and more women just like the person close to you are getting sucked in and harmed. I feel like people need to start recognizing this immediate harm over the "possible harm."

My strategy is I am going to continue to build activism bridges and inroads with the right. I've come to believe they realize the trans problem is far more sinister than anything gay people are doing. They've definitely had my back and they've been using me to do as much damage as they can. You've no doubt seen that in the news. We shouldn't treat them like they're incapable of change.

On the legal front, keep this under your hat please, but I'm going after the judge for judicial fitness, the VA for medical malpractice and Social Security too for the things we discussed if I can get away with it.

If there's anything I can be of help with to you and your organization, please reach out. No one element of this is more valued than the other. We need everyone fighting on all fronts.

Thanks!

Jamie

On Wednesday, March 13, 2019, 7:35:30 PM EDT, Media Team <media@womensliberationfront.org> wrote:

Hi Jamie,

Again, apologies for the delay in responding. It's difficult for me to work on this issue during the work day.

As Brandon said, I am on the board of the Women's Liberation Front and was on the Heritage panel you referenced on the Laura Ingraham show.

Here's a little bit of background. I came to this issue from a radical feminist perspective - the view that in order to fight misogyny, we have to be able to name the category women as adult human females. I remain fiercely committed to that cause. However, in the meantime, a few things happened. One is that someone very close to me (a woman) announced that she is trans. She came out as a lesbian many years ago, and about a year ago, she announced in an email that she is trans. I tried to engage in conversation with her, but she knows my views on this topic, and pushed me away. A few months after that, I learned (on Facebook, of all places), that she had gotten a double mastectomy. I was devastated. The other thing that happened is that when she announced that she is trans, I reached out to the Parents of ROGD Kids group. I am not a parent, but I felt like I

needed some support. When I reached out to the ROGD parents group, I got connected with a bunch of parents in my area whose kids are on this path. These parents break my heart every time I talk with them. They are just trying to save their kids from this. My point is that I come at this from several angles: my primary lens is the radical feminist one, but the issue has become deeply personal to me as well.

So, the question then becomes, is there some way that we could work together to break through the media's silence on this issue? I just don't know. Are you familiar with the Gender Critical Action Center? I know the organizers. They have been hammering away at the media.

My instinct is that it will be detransitioners, parents, and athletes who will break this open, not radical feminists, and I am okay with that.

I would love to hear your thoughts.

Kara

On Wed, Mar 13, 2019 at 12:29 PM Jamie Shupe <jamie.shupe@yahoo.com> wrote:

> Thank you so much for sharing that and please let them know that everything I do now is for all of them! I am their fearless ally in this fight.
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> On Wednesday, March 13, 2019, 12:22:35 PM EDT, Media Team <media@womensliberationfront.org> wrote:
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> > > ----- Forwarded Message -----
> > > **From:** brandon.showalter@christianpost.com <brandon.showalter@christianpost.com>
> > > **To:** "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
> > > **Cc:** "media@womensliberationfront.org" <media@womensliberationfront.org>
> > > **Sent:** Wednesday, March 13, 2019, 9:46:42 AM EDT
> > > **Subject:** Connecting Kara and Jamie
> > >
> > > Hi Jamie,
> > >
> > > So great to connect with you just now on Twitter. CC'd on this email is my friend Kara Dansky who coordinates media for and is on the board of Women's Liberation Front. She is an attorney here in Washington, DC, was one of the feminists on the Heritage panel in late January that you referenced in your recent interview with Laura Ingraham, and is one of the most articulate people I know who gets the gender identity issue inside and out, especially as it pertains to law and public policy.
> > >
> > > The article you penned in the Daily Signal this week was quite compelling. I'll be sending you a subsequent email, but I'll let you and Kara take it from here and chat.

Best,

Brandon Showalter
CP Reporter

From: Jamie Shupe
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> >
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So great to connect with you just now on Twitter. CC'd on this email is my friend Kara Dansky who coordinates media for and is on the board of Women's Liberation Front. She is an attorney here in Washington, DC, was one of the feminists on the Heritage panel in late January that you referenced in your recent interview with Laura Ingraham, and is one of the most articulate people I know who gets the gender identity issue inside and out, especially as it pertains to law and public policy.

The article you penned in the Daily Signal this week was quite compelling. I'll be sending you a subsequent email, but I'll let you and Kara take it from here and chat.

Best,

Brandon Showalter
CP Reporter

From: Stratton, Grace (Wyden)
Sent: 10/11/2016 11:10:44 AM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: RE: Connecting with Senator Wyden's Office

How about Coffee Time? As for a date, next Wednesday October 19th is wide open for me in the late morning or early afternoon. Does that work for you? If not, I might need to push our meeting to post-election. Thank you!

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Dear Grace:

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My phone number is 503-964-4558.

Thanks so much!

Jamie Shupe

From: "Stratton, Grace (Wyden)" <Grace_Stratton@wyden.senate.gov>
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
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Subject: Connecting with Senator Wyden's Office

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Field Representative
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911 NE 11th Ave Suite 630
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Grace_Stratton@wyden.senate.gov | (O) 503-326-7543 | (C) 503-729-7633

From: Stratton, Grace (Wyden)
Sent: 10/11/2016 11:18:43 AM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
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From: Jamie Shupe
Sent: 10/19/2016 11:09:31 AM
To: "Stratton, Grace (Wyden)" <Grace_Stratton@wyden.senate.gov>
Cc:
Bcc:
Subject: Re: Connecting with Senator Wyden's Office

H'mmm, that's why my windows shook earlier. I was praying it wasn't the start of our "big one."

See you then.

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Cc:
Bcc:
Subject: Re: Connecting with Senator Wyden's Office

I'm here next to the front door, reddish Columbia dress, flowered scarf.

Sent from Yahoo Mail for iPhone

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Jamie Shupe

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To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Sent: Friday, October 7, 2016 2:36 PM
Subject: Connecting with Senator Wyden's Office

Good afternoon Jamie,

My name is Grace, Field Representative for Senator Wyden. I am based in Portland, and the Senator asked I follow up with you. We received your message, and I would very much like to connect. Can we set up a time to talk next week? My schedule is a bit full these days, but possibly late Tuesday 10/11 or anytime Wednesday 10/12 would work for you? My contact information is below as well. We can either meet in person or talk by phone, whichever is easiest for your schedule.

Sincerely
-Grace

Grace Stratton
Field Representative
U.S. Senator Ron Wyden
911 NE 11th Ave Suite 630
Portland, OR 97232
Grace_Stratton@wyden.senate.gov | (O) 503-326-7543 | (C) 503-729-7633

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 8/30/2019 1:39:30 PM
To: "William Malone" <malone.will@gmail.com>
Cc:
Bcc:
Subject: Re: Detransitioner Amici brief for SCOTUS

Will,

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I managed to gather a few of the links to give you a window into this. I still have the XML file for the site that could be uploaded into a new private Wordpress blog if necessary.

To start, you said: "In particular, I want to fight back against the falsehood that it a child isn't treated with hormones and surgery, they'll kill themselves."

Something that has to be addressed is they commit suicide even if they get the treatments and were totally supported because they're typically severely mentally ill. So giving these kids what they want and what they think will help them doesn't mean they still won't kill themselves after they find out it didn't help them anyway.

Sam Harel Price:

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"In the December 8 speech, Carl told classmates: 'Firstly, I'm dealing with depression. I want to be completely honest here and say that is has led to self harm in the past and has escalated to suicidal thoughts and actions."

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"Miriam was born female and began to identify as male in 11th grade in high school. At that time, they asked to be called Eli and began the transition process to male. Eli was very supported in this by their family, friends, and at the State College High School. This past fall, Miriam began to understand their gender identity as more gender fluid than transgender and had recently begun asking people to call them Miriam again."

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"Maisie Knowles, age 16, aka Charlie, Charles Knowles and Charlie Maze, made the decision to give up the struggle of living this life. We are deeply saddened that his struggle with mental illness got the better of him. Faced with bipolar disorder, schizophrenia, borderline personality disorder, gender identity and just being a teenager, Charles had an incredibly difficult "hand to play."

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"Trinko: Yeah. Could you actually expand on that a little bit? Because often the thing that we hear is that if you don’t allow people to transition, they will commit suicide. But it sounds like you’re arguing that the transition itself can make you suicidal."

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"I’ll give you an example. Once I diagnosed myself as being a female, and people affirmed me as a female, OK, so I’m looking at myself and I’m going, “Oh my God, I’m in a male body.” And you set out on this crash course to turn yourself into a female. And it’s impossible."

"In the military we call that setting yourself up for failure. Like I said, it’s literally impossible to change your sex and you’ll die trying."

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That's my thoughts for you for now, if I think of more stuff I'll forward the links.

Blessings,

James

On Friday, August 30, 2019, 01:35:05 PM EDT, William Malone wrote:

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Endocrinologist

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Vernadette Broyles, Esq.
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https://www.nzherald.co.nz/nz/news/article.cfm?c_id=1&objectid=11702389

Why isn't that happening?

My opinion is if they don't have severe mental illness that's co-morbid, the risk of suicide is negligible.

The late age that many get surgery supports that:

https://www.thesun.co.uk/news/7159732/oldest-person-in-britain-to-have-reassignment-surgery-shares-her-joy-at-becoming-a-woman-aged-81-thanks-to-the-nhs/

Now let's visit some of Spack's history.

Hasn't Spack basically taught them that cutting on themselves proves their transgender status with statements like this?

"In some cases, 9- or 10-year-old kids have staged suicide attempts."

"Stopping puberty is, in itself, a diagnostic test. If a girl starts to experience breast budding and feels like cutting herself, then she's probably transgendered."

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So stopping puberty is a diagnostic test? H'mm, where have I heard something similar before about hormones?

This is the quack I took online advice from:

"We can't do a genetic test, but we can administer cross-sex hormones and see if the individual responds positively or negatively to them. That procedure is routinely done after the individual has had an extensive period of psychotherapy and is fully aware of the consequences. A negative reaction would result in extreme anxiety and discomfort. A positive reaction is one where the individual reports a calming affect. Often described as a feeling of well-being."

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"Wong also had some startling advice for a parent seeking to get a child referred to his program. Although the questioner had not indicated any particular urgency, Wong explained that parents should exaggerate the severity of their child's condition to their local health offices."

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“So what you need is, you know what? Pull a stunt. Suicide, every time, [then] they will give you what you need,” Wong said, adding that gender-dysphoric kids “learn that. They learn it very fast.”

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James, this is much appreciated, and already helpful. I've been trying to determine how to approach the whole topic, and I think you've honed right onto it: the dysphoria and suicidality are symptoms of an underlying issue. The underlying issue needs to be treated. As I work through your references I'll likely reach out again. My regards, Will

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Sent: 8/31/2019 4:58:19 AM
To: "William Malone" <malone.will@gmail.com>
Cc:
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Subject: Re: Detransitioner Amici brief for SCOTUS

Sorry, I forgot the Federalist link to Wong.

https://thefederalist.com/2019/04/01/doctor-advises-threatening-suicide-get-transgender-treatments-kids/

On Saturday, August 31, 2019, 12:17:48 AM EDT, William Malone <malone.will@gmail.com> wrote:

Thanks James, this makes a ton of sense. This narrative explains all the pieces of the puzzle.

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> 5805 State Bridge Rd, Suite G310
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> Phone: 770-448-4525
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 8/31/2019 7:05:15 AM
To: "William Malone" <malone.will@gmail.com>
Cc:
Bcc:
Subject: Re: Detransitioner Amici brief for SCOTUS

I'll share some more thoughts from this morning, but I'm going to preface them with I don't agree with everything Blanchard and Bailey have to say because while they are certainly smart on these issues, they're also pro-transition, meaning they're still not only still willing to go along with the medical madness but also feed the delusion of being born in the wrong body.

Blanchard recommends age 21 for surgery.

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That said, have you read the 4thwave piece by those two about the different types of gender dysphoria/transsexuals?

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While the narrative is that sexual orientation and gender identity are two totally separate things, they're not easily untangled for a lot of folks. Even for the adult AGPs.

"Many heterosexual transsexuals hope that, after reassignment surgery, they will find themselves attracted to men and settle down with a male partner. Surgical sex reassignment has little impact on their sexual preference for women, however, and postoperative patients are equally or even more likely to become involved in "lesbian'.' relationships with biological females."

http://individual.utoronto.ca/ray_blanchard/GID_Men.pdf

So a lot of these kids can't unlink so-called gender identity and sexual orientation, supposedly two separate things. I still struggle with it too. But most importantly where I'm going with this is just being gay alone already brings a high suicide risk to the table, plenty of studies show that. Lesbian girls have the parental and societal backlash, the feminine gay boys have family societal and also rejection from the gay male community that shuns all things feminine. The gay boys Blanchard calls the homosexual transsexuals are literally channeled into sex changes.

So these things have to be figured into the trans suicide conversation, especially for young females. That might be a discussion for you pick Blanchard's brain about. I don't recommend the 4thwave folks because they get really testy about questioning anything gay-related, but I think you'd be remiss to not explore this link in such a paper.

Another area is the suicide risk merely because of being involved in an "alternate subculture." I'll show you this link and you can find lots more data about it in Google.

https://www.ncbi.nlm.nih.gov/pubmed/29577344

I'll close this one by admitting that suicide is a weapon. I say that not only because of my extensive reading on trans issues but firsthand experience as well. I've gotten to see it through two channels, the mental health side, and the trans side. Even though those two are esssentially related, they're still somewhat different.

Case in point, when the VA involuntarily committed me to the psych ward back in April because they thought I was extremely unwell during an appointment, they shipped me off to a civilian facility. One of the ladies I met there confessed what I'd already seen plenty of times before during my two previous stays at the VA psych ward in DC when I was all messed up coming off estrogen injections. Even though she wasn't suicidal, she told the admitting folks she was because she thought she'd be better off getting mental health treatment in there, she told me this over breakfast one morning. Likewise, I've witnessed homeless vets in DC showing up at the VA hospital and magic words are "I'm suicidal" and in the door and off the streets they go. They then get shipped off to a 52-day rehab program and possibly housing afterward. It similarly plays out in the disability ratings game for VA and Social Security with mental illnesses such as PTSD and Bipolar Disorder. Vets were walking around in the DC psych ward saying "gotta be here 21 days to qualify for my PTSD rating."

There's so much information online nowadays even a 10-year old can figure out how to work these systems, and that's part of the problem too.

Hopefully, these thoughts are helpful and I'm not driving you nuts with these emails.

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> Why isn't that happening?
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> My opinion is if they don't have severe mental illness that's co-morbid, the risk of suicide is negligible.
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> The late age that many get surgery supports that:
>
> https://www.thesun.co.uk/news/7159732/oldest-person-in-britain-to-have-reassignment-surgery-shares-her-joy-at-becoming-a-woman-aged-81-thanks-to-the-nhs/
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> Now let's visit some of Spack's history.
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> Hasn't Spack basically taught them that cutting on themselves proves their transgender status with statements like this?
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"Wong said a suicide threat was an effective means of accomplishing this goal."

“So what you need is, you know what? Pull a stunt. Suicide, every time, [then] they will give you what you need,” Wong said, adding that gender-dysphoric kids “learn that. They learn it very fast.”

On Friday, August 30, 2019, 08:13:12 PM EDT, William Malone <malone.will@gmail.com> wrote:

James, this is much appreciated, and already helpful. I’ve been trying to determine how to approach the whole topic, and I think you’ve honed right onto it: the dysphoria and suicidality are symptoms of an underlying issue. The underlying issue needs to be treated. As I work through your references I’ll likely reach out again. My regards, Will

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> I managed to gather a few of the links to give you a window into this. I still have the XML file for the site that could be uploaded into a new private Wordpress blog if necessary.
>
> To start, you said: "In particular, I want to fight back against the falsehood that it a child isn’t treated with hormones and surgery, they’ll kill themselves."
>
> Something that has to be addressed is they commit suicide even if they get the treatments and were totally supported because they're typically severely mentally ill. So giving these kids what they want and what they think will help them doesn't mean they still won't kill themselves after they find out it didn't help them anyway.
>
> Sam Harel Price:
>
> (Pretty unrealistic to make this huge kid think they're going to become a female)
>
> https://villagegreennj.com/towns/suicide-popular-chs-grad-sam-price-sparks-transgender-youth-foundation/
>
> Carl Worth:
>
> "In the December 8 speech, Carl told classmates: 'Firstly, I'm dealing with depression. I want to be completely honest here and say that is has led to self harm in the past and has escalated to suicidal thoughts and actions."
>
> https://www.dailymail.co.uk/news/article-4196578/Transgender-senior-18-kills-coming-out.html
>
> Skylar Lee:
>
> "In the spring I was hospitalized because of the toxic environment and relationships I was experiencing, at home and at school, with my family and my peers. During this time, the inner turmoil of confusion over my identity only escalated. I went through several identities, sometimes changing every two weeks, from pansexual to lesbian, genderqueer, bigender, and genderfluid. Finally, in the summer before 10th grade, I discovered I was transgender."
>
> http://ourlivesmadison.com/article/motivated-empowered/
>

> Miriam Roe:
>
> "Miriam was born female and began to identify as male in 11th grade in high school. At that time, they asked to be called Eli and began the transition process to male. Eli was very supported in this by their family, friends, and at the State College High School. This past fall, Miriam began to understand their gender identity as more gender fluid than transgender and had recently begun asking people to call them Miriam again."
>
> "Even as they suffered “bouts of crippling depression,” according to the obituary,"
>
> https://www.advocate.com/transgender/2016/3/08/family-and-friends-mourn-penn-state-trans-woman-lost-suicide
>
> Charlie, Charles Knowles and Charlie Maze:
>
> "Maisie Knowles, age 16, aka Charlie, Charles Knowles and Charlie Maze, made the decision to give up the struggle of living this life. We are deeply saddened that his struggle with mental illness got the better of him. Faced with bipolar disorder, schizophrenia, borderline personality disorder, gender identity and just being a teenager, Charles had an incredibly difficult "hand to play."
>
> https://obituaries.centralmaine.com/obituaries/mainetoday-centralmaine/obituary.aspx?n=maisie-knowles-charlie&pid=182417101&fhid=11597
>
> "It's the fourth such suicide in San Diego County since March."
>
> https://web.archive.org/web/20151014211644/https://www.10news.com/news/family-mourns-transgender-teen-after-he-takes-his-own-life-100615
>
> Another thing possibly worth exploring is what I talked about in a follow-up piece with the Daily Signal.
>
> "Trinko: Yeah. Could you actually expand on that a little bit? Because often the thing that we hear is that if you don’t allow people to transition, they will commit suicide. But it sounds like you’re arguing that the transition itself can make you suicidal."
>
> "Shupe: Yes, it does. Because that’s an interesting question. Let’s do the chicken and the egg thing. Does the gender dysphoria really come before? Or does it come [when] you’ve convinced somebody that you’re the opposite sex? My argument is that it comes afterward. That’s exactly what happened in my case."
>
> "I’ll give you an example. Once I diagnosed myself as being a female, and people affirmed me as a female, OK, so I’m looking at myself and I’m going, “Oh my God, I’m in a male body.” And you set out on this crash course to turn yourself into a female. And it’s impossible."
>
> "In the military we call that setting yourself up for failure. Like I said, it’s literally impossible to change your sex and you’ll die trying."
>
> https://www.dailysignal.com/2019/03/15/i-perfectly-understand-why-this-kills-people-former-transgender-jamie-shupe-details-how-process-affected-him/
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> That's my thoughts for you for now, if I think of more stuff I'll forward the links.
>
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Sent: 9/2/2019 6:13:45 AM
To: "William Malone" <malone.will@gmail.com>
Cc:
Bcc:
Subject: Re: Detransitioner Amici brief for SCOTUS

Another one and this is probably about it. Back to Spack. You may have seen me post this before in my feed about how Spack pitched blockers as a miracle cure for all sorts of mental health issues?

You have to use the archive link because the original has since been removed, and I often have to access the archive site with Firefox or IE, Chrome can have issues:

"He has seen this over and over again in patients like Kyle: **once they are able to live comfortably in their affirmed gender, their anxiety and depression — even bipolar disorder — disappear. Spack says that even mild autism in trans kids (studies show that 10 times as many gender-variant kids than kids in the general population have autism-spectrum disorders) may be alleviated with treatment for gender dysphoria:** "Perhaps the social awkwardness and lack of peer relationships common among GID-Asperger's patients is a result of a lifetime of feeling isolated and rejected," he wrote in a recent article in the *Journal of Homosexuality*; "and maybe the unusual behavior patterns are simply a coping method for dealing with the anxiety and depression created from living in an 'alien body,' as one patient described it."

https://web.archive.org/web/20130324102716/http://thephoenix.com/Boston/life/142583-how-norman-spack-transformed-the-way-we-treat-tran/?page=8#TOPCONTENT

This is relevant to the suicide conversation, and this also played a big part in my gender transition to female. I bought into the whole "I was born in the wrong body thing," resistance was futile, and that transition would cure me.

So that leads to the big question: what happens after you've done the transition hormonally, and most especially surgically, and like everyone else you find out that you still have all the same mental health issues? As someone who wrestles with severe mental health problems daily, my opinion is you'd be even more likely to kill yourself. It's putting you at the end of your rope, nothing left to try, just suffering ahead, and now your body is all messed up too.

The other piece of this is putting someone already suffering from major mental health issues, which zaps not only your physical but mental health strength in collision with at minimum societal norms and their family too if there isn't acceptance. So you're already severely weakened and now you're out fighting every day to force people to play make-believe with gender and pronouns. It doesn't get any worse than that.

Back to my experience with the mental health side of the house. For two years, every Tuesday night I went to a PTSD/Bipolar/mood disorder group in Portland. It seemed like each week some group member was showing up with some new miracle cure, whether it was vitamins, diet, new music, or a new fitness program. Mentally ill people are doing the same thing with gender transitions. But gender transitions are strung out over time and it takes much longer to realize the hoax.

"Carey said she met people who appeared to be grappling with severe trauma and mental illness, but were fixated on their next transition milestone, convinced *that was* the moment when they would get better. “I knew a lot of people committed to that narrative who didn’t seem to be doing well,” she recalled."

https://www.theatlantic.com/magazine/archive/2018/07/when-a-child-says-shes-trans/561749/

I saw the same thing Carey did in two places, both mental health and transgender support groups.

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James, this all makes a lot of sense to me. I've thought before that perhaps the 30%suicidality figure amongst trans IDing was a reflection of suicidality associated with LGB. Weaponizing definitely another issue. I appreciate all you're sending me. If anything else comes to mind please don't hesitate to send it along.

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Cc:
Subject: Re: Detransitioner Amici brief for SCOTUS

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Sent: 8/30/2019 8:17:45 PM
To: "Shupe Jamie" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Detransitioner Amici brief for SCOTUS

Thanks James, this makes a ton of sense. This narrative explains all the pieces of the puzzle.

> On Aug 30, 2019, at 6:47 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> So another thing that points to the falsehood that they'll kill themselves without surgery is the historic long wait times in other countries.
>
> https://www.nzherald.co.nz/nz/news/article.cfm?c_id=1&objectid=11702389
>
> Why isn't that happening?
>
> My opinion is if they don't have severe mental illness that's co-morbid, the risk of suicide is negligible.
>
> The late age that many get surgery supports that:
>
> https://www.thesun.co.uk/news/7159732/oldest-person-in-britain-to-have-reassignment-surgery-shares-her-joy-at-becoming-a-woman-aged-81-thanks-to-the-nhs/
>
> Now let's visit some of Spack's history.
>
> Hasn't Spack basically taught them that cutting on themselves proves their transgender status with statements like this?
>
> "In some cases, 9- or 10-year-old kids have staged suicide attempts."
>
> "Stopping puberty is, in itself, a diagnostic test. If a girl starts to experience breast budding and feels like cutting herself, then she's probably transgendered."
>
> http://archive.boston.com/bostonglobe/ideas/articles/2008/03/30/qa_with_norman_spack/?page=2
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> So stopping puberty is a diagnostic test? H'mm, where have I heard something similar before about hormones?
>
> This is the quack I took online advice from:
>
> "We can't do a genetic test, but we can administer cross-sex hormones and see if the individual responds positively or negatively to them. That procedure is routinely done after the individual has had an extensive period of psychotherapy and is fully aware of the consequences. A negative reaction would result in extreme anxiety and discomfort. A positive reaction is one where the individual reports a calming affect. Often described as a feeling of well-being."
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> http://www.avitale.com/FAQ.htm
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> Dr. Wong:
>
> "Wong also had some startling advice for a parent seeking to get a child referred to his program. Although the questioner had not indicated any particular

urgency, Wong explained that parents should exaggerate the severity of their child's condition to their local health offices."

"Wong said a suicide threat was an effective means of accomplishing this goal."

"So what you need is, you know what? Pull a stunt. Suicide, every time, [then] they will give you what you need," Wong said, adding that gender-dysphoric kids "learn that. They learn it very fast."

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>> https://cmda.org/reinforcing-childrens-sexual-identity-a-review-of-ellie-klipps-i-dont-have-to-choose/
>>
>> Andre
>>
>>
>
>

From: William Malone
Sent: 8/31/2019 5:42:18 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Detransitioner Amici brief for SCOTUS

James, this all makes a lot of sense to me. I've thought before that perhaps the 30%suicidality figure amongst trans IDing was a reflection of suicidality associated with LGB. Weaponizing definitely another issue. I appreciate all you're sending me. If anything else comes to mind please don't hesitate to send it along.

On Sat, Aug 31, 2019 at 8:05 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> I'll share some more thoughts from this morning, but I'm going to preface them with I don't agree with everything Blanchard and Bailey have to say because while they are certainly smart on these issues, they're also pro-transition, meaning they're still not only still willing to go along with the medical madness but also feed the delusion of being born in the wrong body.
>
> Blanchard recommends age 21 for surgery.
>
> https://www.nationalreview.com/2019/05/ray-blanchard-transgender-orthodoxy/
>
> That said, have you read the 4thwave piece by those two about the different types of gender dysphoria/transsexuals?
>
> https://4thwavenow.com/2017/12/07/gender-dysphoria-is-not-one-thing/
>
> While the narrative is that sexual orientation and gender identity are two totally separate things, they're not easily untangled for a lot of folks. Even for the adult AGPs.
>
> "Many heterosexual transsexuals hope that, after reassignment surgery, they will find themselves attracted to men and settle down with a male partner. Surgical sex reassignment has little impact on their sexual preference for women, however, and postoperative patients are equally or even more likely to become involved in "lesbian'.' relationships with biological females."
>
> http://individual.utoronto.ca/ray_blanchard/GID_Men.pdf
>
> So a lot of these kids can't unlink so-called gender identity and sexual orientation, supposedly two separate things. I still struggle with it too. But most importantly where I'm going with this is just being gay alone already brings a high suicide risk to the table, plenty of studies show that. Lesbian girls have the parental and societal backlash, the feminine gay boys have family societal and also rejection from the gay male community that shuns all things feminine. The gay boys Blanchard calls the homosexual transsexuals are literally channeled into sex changes.
>
> So these things have to be figured into the trans suicide conversation, especially for young females. That might be a discussion for you pick Blanchard's brain about. I don't recommend the 4thwave folks because they get really testy about questioning anything gay-related, but I think you'd be remiss to not explore this link in such a paper.
>
> Another area is the suicide risk merely because of being involved in an "alternate subculture." I'll show you this link and you can find lots more data about it in Google.
>
> https://www.ncbi.nlm.nih.gov/pubmed/29577344
>
> I'll close this one by admitting that suicide is a weapon. I say that not only because of my extensive reading on trans issues but firsthand experience as well. I've gotten to see it through two channels, the mental health side, and the trans side. Even though those two are esssentially related, they're still somewhat different.
>
> Case in point, when the VA involuntarily committed me to the psych ward back in April because they thought I was extremely unwell during an appointment, they shipped me off to a civilian facility. One of the ladies I met there confessed what I'd already seen plenty of times before during my two previous stays at the VA psych ward in DC when I was all messed up coming off estrogen injections. Even though she wasn't suicidal, she told the admitting folks she was because she thought she'd be better off getting mental health treatment in there, she told me this

over breakfast one morning. Likewise, I've witnessed homeless vets in DC showing up at the VA hospital and magic words are "I'm suicidal" and in the door and off the streets they go. They then get shipped off to a 52-day rehab program and possibly housing afterward. It similarly plays out in the disability ratings game for VA and Social Security with mental illnesses such as PTSD and Bipolar Disorder. Vets were walking around in the DC psych ward saying "gotta be here 21 days to qualify for my PTSD rating."

There's so much information online nowadays even a 10-year old can figure out how to work these systems, and that's part of the problem too.

Hopefully, these thoughts are helpful and I'm not driving you nuts with these emails.

On Saturday, August 31, 2019, 12:17:48 AM EDT, William Malone <malone.will@gmail.com> wrote:

Thanks James, this makes a ton of sense. This narrative explains all the pieces of the puzzle.

> On Aug 30, 2019, at 6:47 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> So another thing that points to the falsehood that they'll kill themselves without surgery is the historic long wait times in other countries.
>
> https://www.nzherald.co.nz/nz/news/article.cfm?c_id=1&objectid=11702389
>
> Why isn't that happening?
>
> My opinion is if they don't have severe mental illness that's co-morbid, the risk of suicide is negligible.
>
> The late age that many get surgery supports that:
>
> https://www.thesun.co.uk/news/7159732/oldest-person-in-britain-to-have-reassignment-surgery-shares-her-joy-at-becoming-a-woman-aged-81-thanks-to-the-nhs/
>
> Now let's visit some of Spack's history.
>
> Hasn't Spack basically taught them that cutting on themselves proves their transgender status with statements like this?
>
> "In some cases, 9- or 10-year-old kids have staged suicide attempts."
>
> "Stopping puberty is, in itself, a diagnostic test. If a girl starts to experience breast budding and feels like cutting herself, then she's probably transgendered."
>
> http://archive.boston.com/bostonglobe/ideas/articles/2008/03/30/qa_with_norman_spack/?page=2
>
> So stopping puberty is a diagnostic test? H'mm, where have I heard something similar before about hormones?
>
> This is the quack I took online advice from:
>
> "We can't do a genetic test, but we can administer cross-sex hormones and see if the individual responds positively or negatively to them. That procedure is routinely done after the individual has had an extensive period of psychotherapy and is fully aware of the consequences. A negative reaction would result in extreme anxiety and discomfort. A positive reaction is one where the individual reports a calming affect. Often described as a feeling of well-being."
>
> http://www.avitale.com/FAQ.htm
>
> Dr. Wong:

"Wong also had some startling advice for a parent seeking to get a child referred to his program. Although the questioner had not indicated any particular urgency, Wong explained that parents should exaggerate the severity of their child's condition to their local health offices."

"Wong said a suicide threat was an effective means of accomplishing this goal."

"So what you need is, you know what? Pull a stunt. Suicide, every time, [then] they will give you what you need," Wong said, adding that gender-dysphoric kids "learn that. They learn it very fast."

On Friday, August 30, 2019, 08:13:12 PM EDT, William Malone <malone.will@gmail.com> wrote:

James, this is much appreciated, and already helpful. I've been trying to determine how to approach the whole topic, and I think you've honed right onto it: the dysphoria and suicidality are symptoms of an underlying issue. The underlying issue needs to be treated. As I work through your references I'll likely reach out again. My regards, Will

> On Aug 30, 2019, at 2:39 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> Will,
>
> It aggravates me to no end that Wordpress deleted my Transgender Archive because I think it would have been helpful for your project to be able to browse the details of the many suicides articles I had collected. What I came to see was a pattern of these kids being plagued by severe mental illness but yet their deaths get used for activism. A lot of the kids committed suicide even if they were well supported and not bullied.
>
> I managed to gather a few of the links to give you a window into this. I still have the XML file for the site that could be uploaded into a new private Wordpress blog if necessary.
>
> To start, you said: "In particular, I want to fight back against the falsehood that it a child isn't treated with hormones and surgery, they'll kill themselves."
>
> Something that has to be addressed is they commit suicide even if they get the treatments and were totally supported because they're typically severely mentally ill. So giving these kids what they want and what they think will help them doesn't mean they still won't kill themselves after they find out it didn't help them anyway.
>
> Sam Harel Price:
>
> (Pretty unrealistic to make this huge kid think they're going to become a female)
>
> https://villagegreennj.com/towns/suicide-popular-chs-grad-sam-price-sparks-transgender-youth-foundation/
>
> Carl Worth:
>
> "In the December 8 speech, Carl told classmates: 'Firstly, I'm dealing with depression. I want to be completely honest here and say that is has led to self harm in the past and has escalated to suicidal thoughts and actions."
>
> https://www.dailymail.co.uk/news/article-4196578/Transgender-senior-18-kills-coming-out.html
>
> Skylar Lee:
>

> "In the spring I was hospitalized because of the toxic environment and relationships I was experiencing, at home and at school, with my family and my peers. During this time, the inner turmoil of confusion over my identity only escalated. I went through several identities, sometimes changing every two weeks, from pansexual to lesbian, genderqueer, bigender, and genderfluid. Finally, in the summer before 10th grade, I discovered I was transgender."
>
> http://ourlivesmadison.com/article/motivated-empowered/
>
> Miriam Roe:
>
> "Miriam was born female and began to identify as male in 11th grade in high school. At that time, they asked to be called Eli and began the transition process to male. Eli was very supported in this by their family, friends, and at the State College High School. This past fall, Miriam began to understand their gender identity as more gender fluid than transgender and had recently begun asking people to call them Miriam again."
>
> "Even as they suffered “bouts of crippling depression,” according to the obituary,"
>
> https://www.advocate.com/transgender/2016/3/08/family-and-friends-mourn-penn-state-trans-woman-lost-suicide
>
> Charlie, Charles Knowles and Charlie Maze:
>
> "Maisie Knowles, age 16, aka Charlie, Charles Knowles and Charlie Maze, made the decision to give up the struggle of living this life. We are deeply saddened that his struggle with mental illness got the better of him. Faced with bipolar disorder, schizophrenia, borderline personality disorder, gender identity and just being a teenager, Charles had an incredibly difficult "hand to play."
>
> https://obituaries.centralmaine.com/obituaries/mainetoday-centralmaine/obituary.aspx?n=maisie-knowles-charlie&pid=182417101&fhid=11597
>
> "It's the fourth such suicide in San Diego County since March."
>
> https://web.archive.org/web/20151014211644/https://www.10news.com/news/family-mourns-transgender-teen-after-he-takes-his-own-life-100615
>
> Another thing possibly worth exploring is what I talked about in a follow-up piece with the Daily Signal.
>
> "Trinko: Yeah. Could you actually expand on that a little bit? Because often the thing that we hear is that if you don’t allow people to transition, they will commit suicide. But it sounds like you’re arguing that the transition itself can make you suicidal."
>
> "Shupe: Yes, it does. Because that’s an interesting question. Let’s do the chicken and the egg thing. Does the gender dysphoria really come before? Or does it come [when] you’ve convinced somebody that you’re the opposite sex? My argument is that it comes afterward. That’s exactly what happened in my case."
>
> "I’ll give you an example. Once I diagnosed myself as being a female, and people affirmed me as a female, OK, so I’m looking at myself and I’m going, “Oh my God, I’m in a male body.” And you set out on this crash course to turn yourself into a female. And it’s impossible."
>
> "In the military we call that setting yourself up for failure. Like I said, it’s literally impossible to change your sex and you’ll die trying."
>
> https://www.dailysignal.com/2019/03/15/i-perfectly-understand-why-this-kills-people-former-transgender-jamie-shupe-details-how-process-affected-him/
>
> That's my thoughts for you for now, if I think of more stuff I'll forward the links.
>
> Blessings,
>
> James
>
>
>
>
> On Friday, August 30, 2019, 01:35:05 PM EDT, William Malone <malone.will@gmail.com> wrote:
>
>
>
>
>
> Dear James and Walt,
>
> I am beginning to put together a document summarizing the literature regarding the psychological outcomes/ suicide stats after transition. In particular, I want to fight back against the falsehood that it a child isn’t treated with hormones and surgery, they’ll kill themselves. This argument overwhelms everything else, and I believe causes parents to agree to treatments that they otherwise would not agree to. I would be most appreciative of any written materials you have on this topic. I’ve got the major long term studies showing no benefits, and stuff from Transgender trend and 4th wave now.

>
> Thanks both.
> Regards,
> Will
>
>
>
> William J. Malone, MD
> Endocrinologist
>
>
>> On Aug 30, 2019, at 9:43 AM, VBroyles <vbroyles@childparentrights.org> wrote:
>>
>>
> Very proud of you Jamie — and Walt!
>
>
> Vernadette
>
> Vernadette Broyles, Esq.
> President and General Counsel
> Child & Parental Rights Campaign, Inc.
> 5805 State Bridge Rd, Suite G310
> Johns Creek GA 30097
> Phone: 770-448-4525
> vbroyles@childparentrights.org
>
> <PastedGraphic-5.png>
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>> On Aug 24, 2019, at 12:42 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>>
>>
>>
>> All,
>>
>> With some gracious assistance, Walt Heyer, myself and some of the other detransitioners were also able to submit an amicus.
>>
>> https://www.supremecourt.gov/DocketPDF/18/18-107/113528/20190824011904782_18-107%20Amicus%20Brief%20of%20Walt%20Heyer%20et%20al..pdf
>>
>> Praying for our joint success in these endeavors for change.
>>
>> James

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>>
>> On Friday, August 23, 2019, 01:02:55 PM EDT, Andre Van Mol <95andrev@gmail.com> wrote:
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>>
>> Hola, Team SD.
>>
>> I worked with Michelle Cretella and a law professor at request of Alliance Defending Freedom to get out this amici for the SCOTUS Harris Funeral Home case. We directly took on the AMA and friends amici, which was not that hard to disprove, IMHO. It's the best I think we've ever done, though admittedly the others were Circuit Court cases and not SCOTUS. The law professor requests that his name be kept out of communications involving this, as he is job hunting right now. I and Michelle are the primary researchers and therefor authors anyway, and conveniently our names do not appear on it (such is how group projects often go and so be it). Don't fear the page count, citations run up through page 18.
>>
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>>
>> Also, my CMDA blog from yesterday seems to be on fire already, reprint approval requested by Christian Post, several bloggers already posted, other cool stuff, etc.
>> https://cmda.org/reinforcing-childrens-sexual-identity-a-review-of-ellie-klipps-i-dont-have-to-choose/
>>
>> Andre
>>
>>
>
>

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 8/30/2019 9:09:34 AM
To: VBroyles <vbroyles@childparentrights.org>
Cc:
Bcc:
Subject: Re: Detransitioner Amici brief for SCOTUS
Attachments: PastedGraphic-5.png

Thanks, Vernadette!

We're getting some traction too.

So far The Washington Examiner and The Federalist have reported on our brief.

God bless,

James

On Friday, August 30, 2019, 11:43:44 AM EDT, VBroyles <vbroyles@childparentrights.org> wrote:

Very proud of you Jamie — and Walt!

Vernadette

Vernadette Broyles, Esq.
President and General Counsel
Child & Parental Rights Campaign, Inc.
5805 State Bridge Rd, Suite G310
Johns Creek GA 30097
Phone: 770-448-4525
vbroyles@childparentrights.org

On Aug 24, 2019, at 12:42 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

All,

With some gracious assistance, Walt Heyer, myself and some of the other detransitioners were also able to submit an amicus.

https://www.supremecourt.gov/DocketPDF/18/18-107/113528/20190824011904782_18-107%20Amicus%20Brief%20of%20Walt%20Heyer%20et%20al..pdf

Praying for our joint success in these endeavors for change.

James

On Friday, August 23, 2019, 01:02:55 PM EDT, Andre Van Mol <95andrev@gmail.com> wrote:

Hola, Team SD.

I worked with Michelle Cretella and a law professor at request of Alliance Defending Freedom to get out this amici for the SCOTUS Harris Funeral Home case. We directly took on the AMA and friends amici, which was not that hard to disprove, IMHO. It's the best I think we've ever done, though admittedly the others were Circuit Court cases and not SCOTUS. The law professor requests that his name be kept out of communications involving this, as he is job hunting right now. I and Michelle are the primary researchers and therefor authors anyway, and conveniently our names do not appear on it (such is how group projects often go and so be it). Don't fear the page count, citations run up through page 18.

Also, my CMDA blog from yesterday seems to be on fire already, reprint approval requested by Christian Post, several bloggers already posted, other cool stuff, etc.
https://cmda.org/reinforcing-childrens-sexual-identity-a-review-of-ellie-klipps-i-dont-have-to-choose/

Andre

Sent: 1/18/2020 3:36:20 PM
To: "Andre Van Mol" <95andrev@gmail.com>
Cc: "Shupe Jamie" <jamie.shupe@yahoo.com>, "Scott Newgent" <scottnewgent@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: Re: Dr. Cantor AAP Fact Check Document

TY, Andre!

Sent from my iPhone

> On Jan 18, 2020, at 6:34 PM, Andre Van Mol <95andrev@gmail.com> wrote:
>
> ï»¿Yes, We have been using this Cantor piece since he published it. There is now, however, a peer-reviewed version of it.
> <Transgender and Gender Diverse Children and Adolescents Fact Checking of AAP Policy.pdf>
>
> As I am actually right now skimming it to compare it to the 2018 version, I see just enough examples of very slight phrasing changes and dropped phrases, that we need to not simply switch citations, but be sure we are directly citing from this new version, The changes are few and slight and do not change meaning, but for legal stuff, we need precision and accuracy lest the opponent latch on to gnats and pretend they are camels.
>
> Andre
>
>> On Jan 18, 2020, at 3:18 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>>
>> This document might be worthwhile in the debate.
>>
>> American Academy of Pediatrics and trans- kids: Fact-checking Rafferty (2018)
>>
>> http://www.jamescantor.org/uploads/6/2/9/3/62939641/cantor_fact-check_of_aap.pdf

Attachment:

From: Andre Van Mol
Sent: 1/18/2020 3:33:49 PM
To: "Shupe Jamie" <jamie.shupe@yahoo.com>
Cc: "Scott Newgent" <scottnewgent@gmail.com>, "Cretella Michelle" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: Re: Dr. Cantor AAP Fact Check Document
Attachments: Transgender and Gender Diverse Children and Adolescents Fact Checking of AAP Policy.pdf

---

Yes, We have been using this Cantor piece since he published it. There is now, however, a peer-reviewed version of it.

Attachment:

From: VBroyles
Sent: 8/26/2019 2:26:05 PM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "James Shupe" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Pamosa27" <pamosa27@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "William Malone" <malone.will@gmail.com>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>
Subject: Re: Draft revision received today
Attachments: PastedGraphic-5.png

Thanks Fred. Based on your last email, it will be even more powerful when it reads:

â€œ . . . a mental healthcare professional or medical professional who engages in any of the following practices **upon a minor child . . "**

Regarding Section 3, Iâ€™m wondering if the other side would attempt to try to twist Par. 2 into a useful loophole â€” and if we can further deny them that by adding greater specificity to the last part as follows:

â€œ*does not have the normal complement of sex chromosomes of XY chromosomes for a male and XX chromosomes for a female."*

Vernadette

Vernadette Broyles, Esq.
President and General Counsel
Child & Parental Rights Campaign, Inc.
5805 State Bridge Rd, Suite G310
Johns Creek GA 30097
Phone: 770-448-4525
vbroyles@childparentrights.org

On Aug 23, 2019, at 8:16 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

<Vulnerable youth protection act- August 23.pdf>

Attachment:

From: Scott Newgent
Sent: 1/16/2020 3:50:51 PM
To: "Dr. Mike Laidlaw" <mike@drlaidlaw.com>
Cc: "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Michelle Cretella" <drmcretella@gmail.com>, "Andre Van Mol" <95andrev@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: Re: Endo Society weighs in
Attachments: 20200116_184614.jpg

I had this designed for twitter profiles, I sent the tweet out this morning and people are changing profile pictures like crazy. Another way to get media on our side, if y'all want to join.

This image represents ALL communities, gay, straight, trans, Reb, Dem, all relig "STANDING TOGETHER circling our children, screaming, "ON THIS WE STAND TOGETHER, NO MEDICAL TRANSITIONING CHILDREN." During the length of the State House bills, change your profile image if u agree. https://t.co/T86fqhDlki

On Thu, Jan 16, 2020, 5:39 PM Michael Laidlaw <mike@drlaidlaw.com> wrote:

> Well Fred,
>
> The Endocrine Society has jumped into the mix. I attached a screen shot.
>
> Here is a link to my quick response.
>
> https://twitter.com/MLaidlawMD/status/1217934249845637120
>
> Mike

From: Andre Van Mol
Sent: 1/16/2020 6:24:27 PM
To: "Laidlaw Michael" <mike@drlaidlaw.com>
Cc: "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Cretella Michelle" <drmcretella@gmail.com>, "Scott Newgent" <scottnewgent@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: Re: Endo Society weighs in

Superbly well done, Michael! And taking on your own professional society front and center. Yay, team!

Andre

> On Jan 16, 2020, at 2:39 PM, Michael Laidlaw <mike@drlaidlaw.com> wrote:
>
> Well Fred,
>
> The Endocrine Society has jumped into the mix. I attached a screen shot.
>
> Here is a link to my quick response.
>
> https://twitter.com/MLaidlawMD/status/1217934249845637120
>
> Mike
>
> <endo-blockers.PNG>

From: QUENTIN VAN METER
Sent: 1/17/2020 5:27:46 AM
To: "Andre Van Mol" <95andrev@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>
Cc: "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Cretella Michelle" <drmcretella@gmail.com>, "Scott Newgent" <scottnewgent@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: Re: Endo Society weighs in

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Quentin

> On January 16, 2020 at 9:24 PM Andre Van Mol <95andrev@gmail.com> wrote:
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> > https://twitter.com/MLaidlawMD/status/1217934249845637120
> >
> > Mike
> >
> > <endo-blockers.PNG>

From: Michelle Cretella
Sent: 1/17/2020 7:28:59 AM
To: "QUENTIN VAN METER" <kidendo@comcast.net>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Scott Newgent" <scottnewgent@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
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> > > Mike
> > >
> > > <endo-blockers.PNG>

From: QUENTIN VAN METER
Sent: 1/17/2020 8:58:37 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Deutsch Fred" <fred.deutsch@sdlegislature.gov>, "Scott Newgent" <scottnewgent@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: Re: Endo Society weighs in

This is about the AACE, not the Endo Society. I was supposed to speak at that conference in 2016, but they somehow left me out of the program and didn't tell me until I saw the published schedule.

Quentin
> On January 17, 2020 at 10:49 AM "James Shupe (Formerly Jamie Shupe)" wrote:
>
>
> Child prostitution (Jazz Jennings) is illegal, unless it's the American Association of Clinical Endocrinologists' 25th Annual Scientific & Clinical Congress engaging in it:
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From: Bernard Hudson
Sent: 1/17/2020 11:39:12 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Endo Society weighs in

Well, **NYC CPS** investigated a bizarre claim and did not find a problem: **Desmond** is **Amazing**.

Dancing in front of drinking men, changing costumes, having cash placed in your panties, wearing make-up and a wig, in a smoke filled room is **NOT** a problem in **NYC!**

Age? 10.

BH

On Jan 17, 2020, at 9:49 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Child prostitution (Jazz Jennings) is illegal, unless it's the American Association of Clinical Endocrinologists' 25th Annual Scientific & Clinical Congress engaging in it:
>
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Quentin

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Andre

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Mike

<endo-blockers.PNG>

Attachment:

From: Scott Newgent
Sent: 1/17/2020 1:16:09 PM
To: "Michelle Cretella" <drmcretella@gmail.com>
Cc: "QUENTIN VAN METER" <kidendo@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
Subject: Re: Endo Society weighs in
Attachments: Capture.JPG

My website www.transsexualglobalalliance.org has been taken down, tell me again someone or some company is not behind medically transitioning children. This needs to be in the news.



Thomas Scott Newgent
Insurance Specialist at Ideal Concepts Inc - American Insurance

P 260-242-1281 **E** tnewgent.iweb@gmail.com

"Behind every great man is a woman rolling her eyes." - Jim Carrey.

Create your own email signature

On Fri, Jan 17, 2020 at 10:29 AM Michelle Cretella <drmcretella@gmail.com> wrote:

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Mike

<endo-blockers.PNG>

From: Michael Laidlaw
Sent: 1/17/2020 3:04:36 PM
To: "QUENTIN VAN METER" <kidendo@comcast.net>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Cretella Michelle" <drmcretella@gmail.com>, "Scott Newgent" <scottnewgent@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Endo Society weighs in

Great idea Quentin! I'm adding Will Malone in the email. He's planning to go to the meeting for 2020 in San Fran. I'm going to try to be there. At the least this year, we can invade the Q&A and demand answers. Not that I'm expecting much. But would be good to have them hear some questioning physicians at least.

Just noticed that Rosenthal of UCSF is on the board of directors for Endo Soc. Figures

https://www.endocrine.org/about-us/board-of-directors

-Mike

On 2020-01-17 05:27, QUENTIN VAN METER wrote:

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Sent: 1/17/2020 7:49:17 AM
To: "QUENTIN VAN METER" <kidendo@comcast.net>, "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Deutsch Fred" <fred.deutsch@sdlegislature.gov>, "Scott Newgent" <scottnewgent@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>
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From: William Malone
Sent: 10/28/2019 3:11:39 PM
To: "Michael Laidlaw" <mike@drlaidlaw.com>
Cc: "Shupe Jamie" <jamie.shupe@yahoo.com>
Subject: Re: Endocrine Society's Latest Slime

James, what Mike said. It might take years, but we're going to get them.

> On Oct 28, 2019, at 4:48 PM, Michael Laidlaw wrote:
>
> Thanks Jamie. It is an ultimate, long term goal of mine to make sure that the Endocrine Society is embarrassed, publicly humiliated, and sued mercilessly by the many detransitioners and particularly those harmed as children and adolescents by their low to no quality evidence guidelines.
>
>
> The Endocrine Society wrote a letter of support for Joahanna Olson-Kennedy's child transing experiments, which I have been unable to obtain even by FOIA.
> But eventually, I hope to use that as part of the evidence.
> And hopefully, Safer will get what's coming to him as well for pushing off label drug use.
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>
> Thanks Jamie for all that you are doing.
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>
> On 2019-10-28 15:31, James Shupe (Formerly Jamie Shupe) wrote:
>> Have you guys seen this garbage that just got released?
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>> "Considerable scientific evidence has emerged demonstrating a durable
>> biological element underlying gender identity. There do not seem to be
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>> identity. The Endocrine Society called for policies to reflect this
>> reality in our position statement on transgender health."
>> So what exactly is the science?
>> Following the trail leads to their position statement:
>> https://www.endocrine.org/advocacy/priorities-and-positions/transgender-health
>> Saraswat A, et al. Evidence Supporting the Biologic Nature of Gender
>> Identity. Endocr Pract. 2015 Feb;21(2): 199-204.
>> So who authored the study?
>> No surprises to find Joshua Safer but who's this Jamie Weinand guy?
>> https://journals.aace.com/doi/abs/10.4158/EP14351.RA
>> A transgender man...
>> "Jamie Weinand is a fourth-year med student and a trans man."
>> https://tgforum.com/the-week-in-trans-32717/
>> Seem Kristina Olson can't find the evidence:

>> "Thus, whereas the topic is an active line of work in many research
>> laboratories around the world, definitive conclusions about genetic
>> and neural correlates of gender identity remain elusive."
>> https://www.scientificamerican.com/article/when-sex-and-gender-collide/

From: Michael Laidlaw
Sent: 10/28/2019 2:48:47 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "William Malone" <malone.will@gmail.com>
Subject: Re: Endocrine Society's Latest Slime

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From: Michelle Cretella
Sent: 1/22/2020 5:24:13 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Fred Deutsch" <drfred@deutschclinic.com>, "Richard Mast" <RMast@lc.org>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>
Subject: Re: Florida House - Vulnerable Child Protection Act

I have sent the name of a pediatrician, psychologist and 3 therapists to the lobbyist at the FL Catholic Conference who is working w/ Rep. Sabatini (the lobbyist called me this AM).
I stressed the importance of reflecting the fact that this is "a movement whose time has come" and that this bill has "come about due to the passion of parents of children who have been harmed, de-transitioners, as well as attorneys and doctors across the nation".

Rep. Sabatini did not think to line up witnesses prior to filing which is unfortunate. Nevertheless, he believes that having medical and mental health witnesses will suffice to pass it out of this initial committee which is set to hear the bill either next Wed or Feb 4th. But once it passes out of that Health Quality Committee, I've urged them to get a diversity of witnesses as was achieved for SD.

Best,
Michelle

On Wed, Jan 22, 2020 at 4:19 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Richard,
>
> I believe there's an error with Rep Sabatini's email address. The email I sent bounced.
>
> I suggest using this email address instead: afsabatini@gmail.com
>
> James
>
>
> On Wednesday, January 22, 2020, 01:08:05 PM EST, Richard Mast <rmast@lc.org> wrote:
>
>
> All,
>
> Please meet Rep. Anthony Sabatini. His legislative assistant’s email is below.

Anthony is requesting any experts, particularly MDs, in favor of HB 1365 VCPA to send him letters stating their opinions, which can be sent via the .gov email addresses below.

He is also requesting any available experts to appear and give personal testimony.

He believes the FL VCPA HB 1365 will be heard in Committee Week 3 or 4 at the Health Quality subcommittee – most likely Wednesday, January 29, 2019; or Wednesday, February 5.

If you are willing to appear or send a letter, please contact Anthony on his cell, below, or at afsabotini@gmail.com.

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774
Orlando, FL 32854
(407) 875-1776 phone
(407) 875-0770 fax
LC.org
Offices in DC, FL, and VA
*Licensed in Virginia

From: Carter, Jason <Jason.Carter@myfloridahouse.gov> Sent: Tuesday, January 21, 2020 5:24 PMTo: Richard Mast <RMast@LC.org>Cc: Sabatini, Anthony <Anthony.Sabatini@myfloridahouse.gov>; McClain, Matthew <McClain.Matthew@flsenate.gov>Subject: Florida House Bill 615 - Vulnerable Child Protection Act

Good Afternoon Mr. Mast,

Rep. Sabatini is sponsoring this bill in the Florida House and we are trying to compile a list of experts that could advocate in support of this bill. We are trying to compile a list of scientific or medical experts. I look forward to hearing from you and please reach out to Rep. Sabatini directly on his cell phone if you would like (352) 455-2928. Looking forward to hearing from you! Have a great rest of the day!

Respectfully,

Jason Lee Carter, Esq.

Legislative Assistant to Anthony Sabatini

Florida House of Representatives, District 32

(850) 717-5032

Attachment:

From: Michael Laidlaw
Sent: 2/2/2020 5:39:35 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Florida Legislature
Attachments: HB1365.Testimony.James.Shupe.signed.pdf

Thanks so much James!

Appreciated. Hope your testimony gets in the record and hits its target.

-Mike

On 2020-02-02 17:23, James Shupe (Formerly Jamie Shupe) wrote:

> Dr. Laidlaw,
>
> I don't yet if they'll enter this into the record tomorrow during testimony but they asked me to write something.
>
> I gave your Public Discourse article about Jazz a mention.
>
> Blessings,
>
> James

Attachment:

From: Margaret Clarke
Sent: 1/13/2020 7:15:23 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "William Malone" <malone.will@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Mast Richard" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Bernard Hudson" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Brooks Roger" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>
Subject: Re: Florida's Child Protection Act
Attachments: image004.jpg

Thank you James. Alabama plans to drop their bill the second week in February. We are waiting to go public until then.
Margaret Clarke, General Counsel

Eagle Forum of Alabama
Leading the pro-family movement since 1972
205.879.7096 office
205.587.5166 cell
margaretclarke317@icloud.com
www.eagleforum.org

On Jan 13, 2020, at 9:08 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

All,

Florida's Senator Baxley has filed the Vulnerable Child Protection Act.

Not seeing it reported in the media yet from any mainstream sources.

https://www.flsenate.gov/Session/Bill/2020/1864/BillText/Filed/HTML

Blessings,

James

From: Fred Deutsch
Sent: 1/13/2020 7:14:39 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Subject: RE: Florida's Child Protection Act

Thank you. I will drop our bill tomorrow. Committee hearing is scheduled for Friday. I gave an interview with AP reporter today. Wonâ€™t be long and media will take note. â€“ Rep. Fred Deutsch

---

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Monday, January 13, 2020 9:08 PM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; William Malone <malone.will@gmail.com>; Michael Laidlaw <mike@drlaidlaw.com>; Chris Motz <cmotz@sdcatholicconference.org>; Richard Mast <rmast@lc.org>; Matt Sharp <msharp@adflegal.org>; Timothy Millea MD <tmillea@qcora.com>; Quentin Van Meter <kidendo@comcast.net>; MD Paul Hruz PhD <hruz_p007@att.net>; Monique Robles MD <pamosa27@comcast.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Natasha Chart <natasha.chart@gmail.com>; Hudson, MD Bernard <loyolamd82@gmail.com>; David Pickup <davidpickuplmft@gmail.com>; Katherine Cave <kelseycoalition@gmail.com>; Eunie Smith <alaeagle@charter.net>; Margaret Clarke <margaretclarke317@icloud.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Roger Brooks <rbrooks@adflegal.org>; Walt Heyer <waltsbook@yahoo.com>; McHugh Paul <pmchugh1@jhmi.edu>; Lappert Patrick <patrick@lappertplasticsurgery.com>; Vernadette Broyles <vbroyles@childparentrights.org>
Cc: Mary McAlister <mmcalister@childparentrights.org>; Jane Robbins <rlrobb123@gmail.com>; drmcretella@gmail.com
Subject: Florida's Child Protection Act

All,

Florida's Senator Baxley has filed the Vulnerable Child Protection Act.

Not seeing it reported in the media yet from any mainstream sources.

https://www.flsenate.gov/Session/Bill/2020/1864/BillText/Filed/HTML

Blessings,

James

From: Media Team
Sent: 3/13/2019 8:22:22 AM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Fw: Connecting Kara and Jamie

In the meantime, this is from a friend:

"Fantastic! Tell him thank you from me and all the other moms with kids in therapy for anxiety and depression who live in fear for our kids bc of this. His voice is so important and a great comfort to us."

"

On Wed, Mar 13, 2019 at 12:14 PM Media Team <media@womensliberationfront.org> wrote:

> Thank you Jamie, for everything. It's hard for me to engage on email during the day because of my employment. I will be sure to respond more fully later.
>
> I understand your issue with SS. I don't know the answer but I will think more carefully about it. I know some First Amendment experts.
>
> On Wed, Mar 13, 2019 at 9:55 AM Jamie Shupe <jamie.shupe@yahoo.com> wrote:
>
> > Hi Kara,
> >
> > Please reach out for anything that I can be of assistance with.
> >
> > On the same token, I've been looking for some legal help over Social Security forcing me to identify my male sex as a gender since I've desisted. If you can point me anywhere on that It would be greatly appreciated. I'll forward the documents.
> >
> > Looking forward to speaking with you.
> >
> > Jamie
> >
> >
> >
> > ---- Forwarded Message ----
> > **From:** brandon.showalter@christianpost.com <brandon.showalter@christianpost.com>
> > **To:** "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
> > **Cc:** "media@womensliberationfront.org" <media@womensliberationfront.org>
> > **Sent:** Wednesday, March 13, 2019, 9:46:42 AM EDT
> > **Subject:** Connecting Kara and Jamie
> >
> > Hi Jamie,
> >
> > So great to connect with you just now on Twitter. CC'd on this email is my friend Kara Dansky who coordinates media for and is on the board of Women's Liberation Front. She is an attorney here in Washington, DC, was one of the feminists on the Heritage panel in late January that you referenced in your recent interview with Laura Ingraham, and is one of the most articulate people I know who gets the gender identity issue inside and out, especially as it pertains to law and public policy.

The article you penned in the Daily Signal this week was quite compelling. I'll be sending you a subsequent email, but I'll let you and Kara take it from here and chat.

Best,

Brandon Showalter
CP Reporter

From: Media Team
Sent: 3/13/2019 8:14:03 AM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Fw: Connecting Kara and Jamie

Thank you Jamie, for everything. It's hard for me to engage on email during the day because of my employment. I will be sure to respond more fully later.

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>
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> Jamie
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> ---- Forwarded Message ----
> **From:** brandon.showalter@christianpost.com <brandon.showalter@christianpost.com>
> **To:** "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
> **Cc:** "media@womensliberationfront.org" <media@womensliberationfront.org>
> **Sent:** Wednesday, March 13, 2019, 9:46:42 AM EDT
> **Subject:** Connecting Kara and Jamie
>
> Hi Jamie,
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>
> The article you penned in the Daily Signal this week was quite compelling. I'll be sending you a subsequent email, but I'll let you and Kara take it from here and chat.
>
> Best,
>
> Brandon Showalter
> CP Reporter

From: Natasha Chart
Sent: 1/21/2020 3:12:18 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Quentin Van Meter" <kidendo@comcast.net>
Subject: Re: Fw: Opposition strategy outlined in article. Have suggestoin

---

Thanks!

On Tue, Jan 21, 2020 at 5:56 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Okay, forwarding it to Natasha.
>
> James
>
> ----- Forwarded Message -----
> **From:** QUENTIN VAN METER <kidendo@comcast.net>
> **To:** James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
> **Sent:** Tuesday, January 21, 2020, 05:54:49 PM EST
> **Subject:** Re: Opposition strategy outlined in article. Have suggestoin
>
> Yes- this is the article she authored and it was published about the same time she was interviewed in *Pediatric News* touting GnRH agonist therapy as an accepted practice for trans kids who have just entered puberty. Thanks for digging around.
>
> Quentin
>
> > On January 21, 2020 at 5:16 PM "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com> wrote:
> >
> > Is this it, Quentin?
> >
> > https://pediatrics.aappublications.org/content/pediatrics/137/4/e20154366.full.pdf
> >
> > On Tuesday, January 21, 2020, 05:05:43 PM EST, QUENTIN VAN METER <kidendo@comcast.net> wrote:
> >
> > It will take some digging because it was in a "throwaway" publication like Pediatric News.
> >
> > Quentin
> >
> > > On January 21, 2020 at 4:40 PM Natasha Chart <natasha.chart@gmail.com> wrote:
> > >
> > > Do you have a link for that, please?
> > >
> > > On Tue, Jan 21, 2020, 4:32 PM QUENTIN VAN METER < kidendo@comcast.net> wrote:
> > >
> > > > Dr.Leena Nahata, a trans-affirmation advocate endocrinologist in Ohio, decried the use of puberty blockers in hyper-libidinous teenage boys with

severe autism because it was unethical to treat someone who could not consent to it legally while, at the same time, she is pushing for puberty blockers in trans kids in the early stages of puberty. Can't make up this stuff!

Quentin

> On January 21, 2020 at 2:23 PM "James Shupe (Formerly Jamie Shupe)" < jamie.shupe@yahoo.com> wrote:
>
> In case it's not on the radar, the same folks arguing for chemical castration in children for the purpose of gender confirmation are usually against the same thing being used on sex offenders. The treatments are one and the same.
> James
>
> Sent from Yahoo Mail on Android
>
> > On Tue, Jan 21, 2020 at 2:19 PM, Natasha Chart
> > < natasha.chart@gmail.com> wrote:
> >
> > Exactly.
> >
> > And even in the case of something like cancer, any sterilization is a side effect, rather than a goal, of a treatment for other purposes. There's no directive that children with cancer must be sterilized, and if doctors could prevent that outcome, surely they would. For no other type of child is that considered a humane end goal of treatment.
> >
> > On Tue, Jan 21, 2020, 1:46 PM Vernadette Broyles < vbroyles@childparentrights.org> wrote:
> >
> > > Barring an actual physical disease state for which such interventions offer a cure. Puberty and a child's biological sex are not a disease. They are part of normal human development and human functioning to be protected in a developing minor.
> > >
> > > Vernadette
> > >
> > > Vernadette R. Broyles, Esq.
> > > President and General Counsel
> > >
> > > 5805 State Bridge Rd., Suite G310
> > > Johns Creek, GA 30097
> > > 770.448.4525
> > > vbroyles@childparentrights.org
> > > www.childparentrights.org
> > >
> > > > On Jan 21, 2020, at 1:38 PM, Natasha Chart < natasha.chart@gmail.com> wrote:
> > > >
> > > > Kara will be joining us to testify, and I bet that she would be willing to join a statement saying that there's no definable class of person who needs to be sterilized as children.
> > > >
> > > > On Tue, Jan 21, 2020, 12:57 PM Vernadette Broyles < vbroyles@childparentrights.org> wrote:
> > > >
> > > > > Fred and all,
> > > > >
> > > > > CPR-C can prepare a rebuttal this week to the ACLU that Mary (UCAL Berkely), Jane Robbins (Harvard Law), and I (Harvard Law, Guardian ad Litem for children) can sign and send. I can ask Kara Dansky (former ACLU lawyer) of Womens Liberation Front if she'd be willing to sign from the left. Mary's email re: involuntary sterilization would be key part of the response. We also need to stress the point the the ACLU is entirely missing the point of this bill — it nothing to do with discriminating against any class of children, but rather everything to do with protecting a vulnerable group of children, and all children (given the social contagion). While there may be a constitutional right to refuse to carry a child to term (under Roe), there is no constitutional right to chemically and surgically mutiliating one's healthy body, where there is no disease to be treated — that is child abuse.
> > > > >
> > > > > When would you need this?

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

5805 State Bridge Rd., Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

> On Jan 16, 2020, at 11:42 AM, Michael Laidlaw < mike@drlaidlaw.com> wrote:
>
> Very well stated Mary.
>
> On a different note, I have this new thread dispelling the "wrong puberty" argument.
>
> https://twitter.com/MLaidlawMD/status/1217698028858986497
>
> -Mike
>
> On 2020-01-16 07:08, Mary McAlister wrote:
>
> > Yes, and also point out that these procedures amount to involuntary sterilization of minors. They cannot legally or psychologically consent. Their parents cannot give informed consent since the knowledge necessary for informed consent does not exist. The Supreme Court struck down laws providing for sterilization of serial criminals in Skinner v. Oklahoma and mentally incompetent adults cannot be sterilized even if their guardians consent without a court order. Are the ACLU and similar groups advocating for involuntary sterilization of children? Also their equal protection arguments are without merit. " Transchildren" are not being treated differently from other children. In fact the opposite is true. This bill will ensure that "transchildren" have the same protections from dangerous medical experiments as do other children.
> >
> > On Thu, Jan 16, 2020, 8:55 AM Natasha Chart < natasha.chart@gmail.com> wrote:
> >
> > > Agreed.
> > >
> > > On Thu, Jan 16, 2020 at 8:33 AM < drmcretella@gmail.com> wrote:
> > >
> > > > Let's Memorize Katherine's response and repeat it ad nauseam regardless the question or accusation. That is the bottom line here. We must be bull dogs on this fact and principle.
> > > >
> > > > Sent from my iPhone

On Jan 16, 2020, at 7:59 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

No doctor or parent has a right to subject a child to a life-altering medical experiment with unknown long-term consequences. Without this ban in place, SD will follow what is already happening in other states: minors who successfully sue in court to obtain this supposedly "life-saving" medical intervention. And when they grow up with irreversible regret, who will be liable? The state.

This ban is also important to prevent custody battles. We have several parents who have reached out to the KC because of a former spouse who is intent on medicalizing their child. Finding an attorney to help is nearly as difficult as finding a therapist. And even when they do, who knows how a judge will rule? Banning these procedures will take these serious medical decisions away from misinformed judges.

The claim that this is lifesaving medically necessary intervention is the big unchallenged domino that is driving both the legal and medical scandal. This is an oft-repeated claim with no support and it must be confronted directly.

On Wed, Jan 15, 2020 at 6:47 PM Natasha Chart <natasha.chart@gmail.com> wrote:

> The ACLU have done as much as anyone could to make sure it's impossible to define a class of persons under these laws.
>
> On Wed, Jan 15,

2020, 5:22 PM < drmcretella@gmail.com> wrote:

Mike,
Look at the medical claim in that "legal" ACLU quote; it is false on multiple grounds

"no such thing as a medically diagnosable group of trans anybody; we are talking about minors! blockers, wrong sex hormones and surgical mutilation are never medically necessary in minors!"

Sent from my iPhone

On Jan 15

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David Pickup, LMFT-S
(888) 288-2071
15851 Dallas Parkway, Suite 600
Addison, TX 75001
www.davidpickuplmft.com

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NOTIFY ME IMMEDIATELY

OF THE ERROR BY RETURNE-MAIL

AND DELETE THIS MESSAGE FROM MY

OUR SYSTEM.

On Jan 15, 2020, at 3:56 PM, Michael Laidlaw <mike@drlaidlaw

.com> wrote:

"The ACLU of SD said in a statement that it's unconstitutio

nal to single out to one group of people and categorically banall care, no mat

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and dedarticle from our state's largest paper. Many of the lines of thought

the opposition's will is used is outlined in the article. Let me know any recomm

endationsyoumayhavetocounter.-Fred

https://www.argusleader.c

om/story/news/politics/2020/01/15/south-dakota-legislature-bil

l-would-punish-doctors-who-perform-sex-reassignment-surgeries-

lgbt/44763420002/

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www.KelseyCoalition.org

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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 12/13/2019 6:55:53 PM
To: "Laura Haynes, Ph.D." <laurahaynesphd3333@gmail.com>
Cc:
Bcc:
Subject: Re: GA bill

"Over the 8 years of the study, from 2006 to 2014, the number of gender non-conforming minors rose 800% in Georgia, 1,000% in southern California, 1,100% in northern CA."

http://www.therapyequality.org/wp-content/uploads/2019/01/Harms-of-Therapy-Bans-General-2019-11-25.pdf

Is that it?

On Friday, December 13, 2019, 09:41:47 PM EST, Laura Haynes, Ph.D. <laurahaynesphd3333@gmail.com> wrote:

All,

I may have to make a retraction. I said previously that a Kaiser-Permanente study found an 800% increase in trans kids from 2006 to 2014. But I can't find it now. So until or unless one of us sees it in the article, don't use it. So sorry. It's making me nuts not to find it.

However, I can confirm the following is in the article:

> **A robust (longitudinal) Kaiser-Permanente study found psychiatric disorders, often with hospitalization, led up to onset of gender non congruence in 66% of adolescent cases.** Rates of psychiatric disorders and hospitalizations during the 6 months before first evidence of gender non conformance were up to 50 to 70 times higher than for matched gender concordant peers of the same sex. (Tables 3 and 4)

(Becerra-Culqui TA, Liu Y, Nash R, et al. (2018), Mental Health of Transgender and Gender Nonconforming Youth Compared With Their Peers, *Pediatrics, 141(5)*:5, Table 3, e20173845

Laura

> On Nov 6, 2019, at 10:40 AM, Laura Haynes, Ph.D. <laurahaynesphd3333@gmail.com> wrote:

P.S. To clarify the importance, this document is used regularly to argue therapy bans. It is listed along with their list of professional organizations. They use it to say even the government agrees with them. We need to take this down and, for our case, list this government document in our favor:

Centers for Medicare & Medicaid Services, August 30, 2016, Decision Memo for Gender Dys- phoria and Gender Reassignment Surgery (CAG-00446N), https://www.cms.gov/medicare-coverage-database/details/nca-decision-memo.aspx?NCAId=282

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Let's roll.

Ending Conversion Therapy: Supporting and Affirming LGBTQ Youth (Oct. 2015). https://store.samhsa.gov/product/SMA15-4928

Laura

> On Oct 30, 2019, at 8:40 AM, Vernadette Broyles <vbroyles@childparentrights.org> wrote:

Team

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Blessings to all!

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5805 State Bridge Road
Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

> Begin forwarded message:
>
> **From:** jwrobbins <jwrobbins@protonmail.com>
> **Subject: GA bill**
> **Date:** October 30, 2019 at 10:30:31 AM EDT
> **To:** Vernadette Broyles <vbroyles@adoptionfamilylaw.com>
> **Reply-To:** jwrobbins <jwrobbins@protonmail.com>
>
> Ginny decided the time was right. See press release, attached. Let the games begin.
>
> Sent with ProtonMail Secure Email.

Attachment:

From: Jane Robbins

Sent: 10/30/2019 1:46:06 PM

To: "Laura Haynes, Ph.D." <laurahaynesphd3333@gmail.com>

Cc: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Michelle Cretella MD" <drmcretella@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "William Malone" <malone.will@gmail.com>, "Matt Sharp" <msharp@adflegal.org>, "Roger G. Brooks" <rbrooks@adflegal.org>, "Gary McCaleb" <gmccaleb@adflegal.org>, "Jeff Shafer" <jshafer@adflegal.org>, "Jonathan Keller" <jonathank@californiafamily.org>, "Greg Burt, Dir of Capitol Engagement" <gregb@californiafamily.org>, "Rene Jax" <renejaxiwritebooks@gmail.com>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Miriam Grossman" <miriamgrossmanmd@hotmail.com>, "Andre Van Mol MD" <95andrev@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Quentin Van Meter" <kidendo@comcast.net>

Subject: Re: GA bill

Attachments: image001.png

Laura, this is enormously helpful. I was going to ask you for the link, but I found it:

https://pediatrics.aappublications.org/content/pediatrics/141/5/e20173845.full.pdf

We will review and I, at least, will check back with you for translation services on the parts I don't understand.

Thank you!

Jane

On Wed, Oct 30, 2019 at 5:38 PM Laura Haynes, Ph.D. <laurahaynesphd3333@gmail.com> wrote:

> Quentin and All,
>
> Here is recent and truly excellent research on trans children and minors among Kaiser-Permanente members in Georgia, northern CA, southern CA.
>
> From a presentation I just gave at the conference of the Society of Catholic Social Scientists, Oct. 29, 2019, Steubenville, Ohio (held at Franciscan University):
>
> Recommended messaging for Georgia:
>
> Kaiser-Permanente studied non-conforming gender identity in its members from 2006 to 2014. It found that 70%-71% of adolescents (ages 10-17) who later identified as gender non-conforming had high rates of other psychiatric diagnoses prior to first evidence of gender non-conformity, and most of those (60-66%) were in force during the 6 months before onset of gender non-conformity. Prevalence [prevalence ratios] of these diagnoses, and of hospitalizations for these disorders, compared to gender conforming boys and girls, mostly ranged from moderate to astronomically sky high. Children (ages 3-9) who later became gender non-conforming had a similar pattern of higher prevalence for lifetime disorders and 6-month-before-onset diagnoses, but in lower absolute numbers. Some children did not have other psychiatric disorders. Kohlberg said children are simply still developing their concept of gender identity up to age 7.

Over the 8 years of the study, from 2006 to 2014, the number of gender non-conforming minors rose 800% in Georgia.

Additional information:

(Number of TGNCs roses 1100% in northern CA, southern CA was between northern CA and Georgia).

This retrospective and prospective, longitudinal study used the complete set of electronic medical records for an entire cohort of Kaiser-Permanente members at three sites (Georgia, northern California, and southern California) for the years 2006 - 2014.
It may be the first research that found onset dates of psychiatric disorders and first evidence date of gender non-conforming identity.

There were 427 TF (bio Ms) and 655 TM (bio Fs) children and adolescents = 1,082 GNCs (gender identity non-conformers means TFs + TMs).
(TF = trans female/bio male; TM = trans male/bio female)

Each was matched to 10 controls of the same bio sex + 10 of opposite bio sex.

Becerra-Culqui TA, Liu Y, Nash R, et al. Mental Health of Transgender and Gender Nonconforming Youth Compared With Their Peers. Pediatrics. 2018;141(5):e20173845

Blessings,
Laura

Laura Haynes, Ph.D., California Licensed Psychologist
USA Representative, International Federation for Therapeutic and Counselling Choice (IFTCC.org)
Chair of Research and Legislative Policy, National Task Force for Therapy Equality (TherapyEquality.org)
Consultant, American College of Pediatricians (ACPeds.org)
Member Research Committee, Alliance for Therapeutic Choice and Scientific Integrity (TherapeuticChoice.com)
Member, Coalition for Counseling Choice
Former President, Christian Association for Psychological Studies—Western Region
Lifetime Member, American Psychological Association
Member, California Association of Marriage and Family Therapists
P.O. Box 653, Tustin, CA 92781
714-665-3333

On Oct 30, 2019, at 8:43 AM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Fantastic! I believe Georgia will be the forth state to introduce the bill! – Fred Deutsch

---

From: Vernadette Broyles <vbroyles@childparentrights.org>
Sent: Wednesday, October 30, 2019 10:40 AM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Cretella Michelle <drmcretella@gmail.com>; Michael Laidlaw <mike@drlaidlaw.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Monique Robles MD <pamosa27@comcast.net>; McHugh Paul <pmchugh1@jhmi.edu>; William Malone <malone.will@gmail.com>; Matt Sharp <msharp@adflegal.org>; Brooks Roger <rbrooks@adflegal.org>; Gary McCaleb <gmccaleb@adflegal.org>; Shafer Jeff <jshafer@adflegal.org>; Keller Jonathan <jonathank@californiafamily.org>; Burt Greg <gregb@californiafamily.org>; Laura Haynes <laurahaynesphd3333@gmail.com>; Jax Rene <renejaxiwritebooks@gmail.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Grossman Miriam <miriamgrossmanmd@hotmail.com>; Andre Van Mol <95andrev@gmail.com>; James Shupe <jamie.shupe@yahoo.com>
Cc: Mary McAlister <mmcalister@childparentrights.org>; Quentin Van Meter <kidendo@comcast.net>; Jane Robbins <rlrobb123@gmail.com>
Subject: Fwd: GA bill

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From: jwrobbins <jwrobbins@protonmail.com>
Subject: GA bill
Date: October 30, 2019 at 10:30:31 AM EDT
To: Vernadette Broyles <vbroyles@adoptionfamilylaw.com>
Reply-To: jwrobbins <jwrobbins@protonmail.com>

Ginny decided the time was right. See press release, attached. Let the games begin.

Sent with ProtonMail Secure Email.

From: Andre Van Mol
Sent: 10/31/2019 11:21:33 AM
To: "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Cretella Michelle" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "William Malone" <malone.will@gmail.com>, "Matt Sharp" <msharp@adflegal.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Gary McCaleb" <gmccaleb@adflegal.org>, "Shafer Jeff" <jshafer@adflegal.org>, "Keller Jonathan" <jonathank@californiafamily.org>, "Burt Greg" <gregb@californiafamily.org>, "Laura Haynes" <laurahaynesphd3333@gmail.com>, "Jax Rene" <renejaxiwritebooks@gmail.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Grossman Miriam" <miriamgrossmanmd@hotmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Quentin Van Meter" <kidendo@comcast.net>, "Jane Robbins" <rlrobb123@gmail.com>
Subject: Re: GA bill

On a useful and related note, my CMDA blog on the parent resource guide to the trans movement is out today.

Andre

https://cmda.org/the-parent-resource-guide-for-the-trans-movement/

Sent from my iPhone

On Oct 30, 2019, at 8:40 AM, Vernadette Broyles <vbroyles@childparentrights.org> wrote:

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>
> Vernadette

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<PastedGraphic-13.png>

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Subject: GA bill
Date: October 30, 2019 at 10:30:31 AM EDT
To: Vernadette Broyles <vbroyles@adoptionfamilylaw.com>
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Sent with ProtonMail Secure Email.

<PRESS RELEASE - EHRHART - VULNERABLE CHILD PROTECTION ACT.pdf>

Attachment:

From: Laura Haynes, Ph.D.
Sent: 11/6/2019 10:29:07 AM
To: "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Michelle Cretella MD" <drmcretella@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "William Malone" <malone.will@gmail.com>, "Matt Sharp" <msharp@adflegal.org>, "Roger G. Brooks" <rbrooks@adflegal.org>, "Gary McCaleb" <gmccaleb@adflegal.org>, "Jeff Shafer" <jshafer@adflegal.org>, "Jonathan Keller" <jonathank@californiafamily.org>, "Greg Burt, Dir of Capitol Engagement" <gregb@californiafamily.org>, "Rene Jax" <renejaxiwritebooks@gmail.com>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Miriam Grossman" <miriamgrossmanmd@hotmail.com>, "Andre Van Mol MD" <95andrev@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Quentin Van Meter" <kidendo@comcast.net>, "Jane Robbins" <rlrobb123@gmail.com>
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To: "Vernadette Broyles" <vbroyles@childparentrights.org>
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From: Michael Laidlaw
Sent: 11/6/2019 11:04:33 AM
To: "Laura Haynes, Ph.D." <laurahaynesphd3333@gmail.com>
Cc: "Vernadette Broyles" <vbroyles@childparentrights.org>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Michelle Cretella MD" <drmcretella@gmail.com>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "William Malone" <malone.will@gmail.com>, "Matt Sharp" <msharp@adflegal.org>, "Roger G. Brooks" <rbrooks@adflegal.org>, "Gary McCaleb" <mccgsm@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Jonathan Keller" <jonathank@californiafamily.org>, "Greg Burt, Dir of Capitol Engagement" <gregb@californiafamily.org>, "Rene Jax" <renejaxiwritebooks@gmail.com>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Miriam Grossman" <miriamgrossmanmd@hotmail.com>, "Andre Van Mol MD" <95andrev@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Quentin Van Meter" <kidendo@comcast.net>, "Jane Robbins" <rlrobb123@gmail.com>
Subject: Re: GA bill

This sounds like an excellent idea Laura. I'm backlogged at the moment, but would love to pick it apart.

-Mike

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Blessings to all!

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel
Child & Parental Rights Campaign
5805 State Bridge Road
Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

Begin forwarded message:

From: jwrobbins <jwrobbins@protonmail.com>
Subject: GA bill
Date: October 30, 2019 at 10:30:31 AM EDT
To: Vernadette Broyles <vbroyles@adoptionfamilylaw.com>
Reply-To: jwrobbins <jwrobbins@protonmail.com>

Ginny decided the time was right. See press release, attached. Let the games begin.

Sent with ProtonMail Secure Email.

Attachment:

From: Laura Haynes, Ph.D.
Sent: 12/13/2019 6:41:35 PM
To: "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Michelle Cretella MD" <drmcretella@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "William Malone" <malone.will@gmail.com>, "Matt Sharp" <msharp@adflegal.org>, "Roger G. Brooks" <rbrooks@adflegal.org>, "Gary McCaleb" <mccgsm@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Jonathan Keller" <jonathank@californiafamily.org>, "Greg Burt, Dir of Capitol Engagement" <gregb@californiafamily.org>, "Rene Jax" <renejaxiwritebooks@gmail.com>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Miriam Grossman" <miriamgrossmanmd@hotmail.com>, "Andre Van Mol MD" <95andrev@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Quentin Van Meter" <kidendo@comcast.net>, "Jane Robbins" <rlrobb123@gmail.com>
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Laura

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From: Laura Haynes, Ph.D.
Sent: 12/13/2019 8:21:19 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: GA bill

James,

That is very nifty.

And, yep, I published that myself, too, with the same reference. But I can't find the figures from which I calculated the %'s. The article does not give the %'s directly. I calculated them from data the article did give.—somewhere in there!?!

> On Dec 13, 2019, at 6:55 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> "Over the 8 years of the study, from 2006 to 2014, the number of gender non-conforming minors rose 800% in Georgia, 1,000% in southern California, 1,100% in northern CA."
>
> http://www.therapyequality.org/wp-content/uploads/2019/01/Harms-of-Therapy-Bans-General-2019-11-25.pdf
>
> Is that it?

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Subject: Re: GA bill
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THIS IS A QUOTE FROM SOMETHING I WROTE, NOT FROM THE ARTICLE ITSELF.

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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 12/13/2019 6:48:57 PM
To: "Laura Haynes, Ph.D." <laurahaynesphd3333@gmail.com>
Cc:
Bcc:
Subject: Re: GA bill

Laura,

Whenever dealing with information that needs to be preserved, suggest archiving it at these two websites:

https://archive.org/web/

And

http://archive.is/

The latter is a European site.

If you can pass me the exact sentences from an article, I can see if I can track it down.

Blessings,

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From: M L
Sent: 2/11/2019 2:26:51 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Greetings!

Would it be ok for me to introduce you to Dr. Cretella by email as well? She absolutely loved your Federalist article.

If so I have another email that I use. It will come from there.

On Mon, Feb 11, 2019 at 1:32 PM Jamie Shupe <jamie.shupe@yahoo.com> wrote:

> Please do. Here are the details.
>
> https://jamieshupe.wordpress.com/2019/02/11/jamie-shupe-twitter-locked-my-account-today/
>
> I'm aware of Dr. Cretalla's work and I'm a fan.
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> The judge in my case has a transgender kid. I believe that's the reason she issued the landmark court decision. She wasn't just validating me, she was doing the same for her child. I hope that nasty detail is finally going to get made public very soon. She should have recused herself because of that. I've provided reporters with my complete VA med records and an email from my lawyer about the judge's kid.
>
> Look forward to being back later.
>
> Jamie
>
> On Monday, February 11, 2019, 4:24:45 PM EST, M L <docdrlaidlaw@gmail.com> wrote:
>
> Hi Jamie,
> That's one reason I like to get people's email addresses. You never know when the twitter police will make them disappear...
> I believe Madeleine Kearns said she would be writing an article too. So I look forward to reading that.
> Very curious about those nuke rounds :)
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> I'm in contact with a collection of doctors fighting back against what's happening. They wanted to also pass on a deeply felt message of thanks for being so courageous to speak out. You may know of Dr. Michelle Cretella? She is one of them. She's done a lot of great work speaking out about the dangers to children.
>
> Ok if I report on Twitter about how you were suspended?
>
> -Mike
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>
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> > Thanks for the kind words. I'm in Twitter jail today and can't use my account. Twitter locked my account for saying that gender dysphoria is a mental disorder after someone asked my thoughts on it. It's a 12-hour suspension. I hope to be back on tonight.
> >
> > I hope you are well. Thanks to you also for being one of the few brave souls willing to take a stand for these kids.

I've got some nuke rounds to unload about my court victory. I hope some journalists are going to drop them very soon.

Jamie

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Sent: 2/11/2019 4:14:02 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Greetings!

Ok to introduce you to another physician friend of Michelle and myself? His name is Dr. Andre Van Mol.

On Mon, Feb 11, 2019 at 2:28 PM Jamie Shupe <jamie.shupe@yahoo.com> wrote:

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Sent: 2/11/2019 4:34:05 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Greetings!

Yes!
:D

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> The more the merrier. I like for fighting forces to have lots of heavy-duty firepower.
>
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Very curious about those nuke rounds :)

I'm in contact with a collection of doctors fighting back against what's happening. They wanted to also pass on a deeply felt message of thanks for being so courageous to speak out. You may know of Dr. Michelle Cretella? She is one of them. She's done a lot of great work speaking out about the dangers to children.

Ok if I report on Twitter about how you were suspended?

-Mike

On Mon, Feb 11, 2019 at 12:59 PM Jamie Shupe <jamie.shupe@yahoo.com> wrote:

> Hello Dr. Laidlaw,
>
> Thanks for the kind words. I'm in Twitter jail today and can't use my account. Twitter locked my account for saying that gender dysphoria is a mental disorder after someone asked my thoughts on it. It's a 12-hour suspension. I hope to be back on tonight.
>
> I hope you are well. Thanks to you also for being one of the few brave souls willing to take a stand for these kids.
>
> I've got some nuke rounds to unload about my court victory. I hope some journalists are going to drop them very soon.
>
> Jamie

From: M L
Sent: 2/11/2019 1:24:33 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Greetings!

Hi Jamie,
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I believe Madeleine Kearns said she would be writing an article too. So I look forward to reading that.
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/25/2020 7:42:05 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc:
Bcc:
Subject: Re: HB1057 House Floor Vote

Here's a tweet thread about Zucker claiming the "they know at an early age thing" requires a rethink:

https://twitter.com/NotableDesister/status/1184454106691313664

The glaring problem with this is all those lesbian girls and gay boys who first come out as gay and then later trans. Coming out as gay or lesbian means you're acknowledging your biological sex and an attraction to that same-sex. Then after exposure to gender ideology or opposition to be being gay, etc., they flip their sex identification.

On Saturday, January 25, 2020, 10:06:57 AM EST, Fred Deutsch <fred.deutsch@sdlegislature.gov> wrote:

Suggestions how to respond? - Fred

From: Astrid Huetson <foehunter462@gmail.com>
Sent: Saturday, January 25, 2020 7:46 AM
Subject: HB1057 House Floor Vote

I have written and rewritten this letter innumerable times and I fear that there will be not “right” way to wordsmith this. I implore you to please vote “No” on HB1057 when it goes to the House Floor.

This bill is particularly sinister when examined in detail. The BLUF is that South Dakota 2020 House Bill (HB) 1057 makes it illegal for a medical professional to offer gender affirming surgery or hormone therapy to any child under the age of 16.

As a transgender woman who chose to stay in South Dakota when I retired, I feel that I can offer some genuine insight into the “concerns” this bill is addressing. I will give them the benefit of a doubt and assume that they didn’t know the truth behind their actions, kind of like doing the wrong thing for the right reasons scenario.

This in direct conflict with research from 2019 which found that transgender children’s gender identity is just as “real” (my word) as that of cisgender children. (1,2) Just as you **knew** that you “were” a boy or a girl as a child, a transgender child knows that they are a boy or girl as well. They weren’t coerced, trained or brought up to think that, it is just a fact that they know to be true in their mind.

This was submitted as the “Vulnerable Child Protection Act” in an attempt to pull at the “think of the poor defenseless children” emotional angle. In reality, this bill is exactly the opposite. Transgender children suffer immense mental anguish as they develop through puberty as their body develops in direct opposition to the mind. This leads to a near constant questioning of why they are different and unable to find solace in their physical body like their peers. Unfortunately this leads to an disproportionately high suicide attempt rate. Estimates are as high as 50% for transgender boys and 30% for transgender girls. (3). I can attest that being on Hormone Replacement Therapy has literally been a life saver. The mental static is erased and peace can finally be found as the brain is no longer being “poisoned” by the body pumping it full of a hormone cocktail that is

incompatible. Imagine being in a constant state of physical pain and then feeling the wave of relief as the pain management medication finally takes hold. This is not an exaggeration of how significant the feeling is.

This bill also included a ban on gender affirming surgery. No surgeon in SD will perform such a surgery on a minor now, nor will any insurance cover such a procedure. Including this in the bill is nothing more than a dog whistle for people to rally behind to "protect" the children from the specter of regretting transitioning. The VAST majority (97.8%) of adults who transitioned as a child have absolutely no regrets for their transition (4).

In summary, this bill does absolutely nothing to protect transgender children and will only serve to take away any treatment options. These decisions are extremely personal and should only be made between the (1) patient/minor (2) guardian/parent and (3) medical professional. The state has no business interfering with this. There are enough measures in place already to triple-check that the proposed treatment is the most appropriate course of action.

-Astrid Huetson

(1) Eckart, Kim. 11.18.19. "Among transgender children, gender identity as strong as in cisgender children, study shows." University of Washington News. https://www.washington.edu/news/2019/11/18/among-transgender-children-gender-identity-as-strong-as-in-cisgender-children-study-shows/

(2) Yong, Ed. 1.15.19. "Young Trans Children Know Who They Are." The Atlantic. https://www.theatlantic.com/science/archive/2019/01/young-trans-children-know-who-they-are/580366/

(3) "Transgender Children & Youth: Understanding the Basics." Human Rights Campaign Website. https://www.hrc.org/resources/transgender-children-and-youth-understanding-the-basics

(4) Dhejne, Cecilia & Oberg, Katarina & Arver, Stefan & Landén, Mikael. (2014). An Analysis of All Applications for Sex Reassignment Surgery in Sweden, 1960-2010: Prevalence, Incidence, and Regrets. Archives of sexual behavior. 43. 10.1007/s10508-014-0300-8.

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/25/2020 8:03:04 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc:
Bcc:
Subject: Re: HB1057 House Floor Vote

Hueston's idea of being a woman:

"My first nail experience was absolutely amazing! I felt welcomed and accepted by the superb staff. My face is going to hurt from smiling after this!"

https://www.facebook.com/aperfect10nailbar/posts/3070825026323216

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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/25/2020 7:36:48 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc:
Bcc:
Subject: Re: HB1057 House Floor Vote

Fred,

The Washington State study is nothing but sex stereotypes. If you're a boy who likes pink, it means you're really a girl, etc. Another problem is it pitches the myth that children have a gender identity and know it by age 3-4 and that it's unchangeable. All those teen girls in Litman's ROGD study debunk that. As do statements by Johanna Olson-Kennedy. I can provide them.

"This in direct conflict with research from 2019 which found that transgender children's gender identity is just as "real" (my word) as that of cisgender children. (1,2) Just as you **knew** that you "were" a boy or a girl as a child, a transgender child knows that they are a boy or girl as well. They weren't coerced, trained or brought up to think that, it is just a fact that they know to be true in their mind."

https://thefederalist.com/2019/12/30/new-study-suggests-playing-with-dolls-proves-a-boy-is-transgender/

Zucker: "GIC clinicians, who saw clients between ages 3 and 18, had a much more cautious stance on social transitioning for their younger clients — they believed that in many cases, it was preferable to first "help children feel comfortable in their own bodies," as they often put it, since in the GIC's view gender is quite malleable at a young age and gender dysphoria will likely resolve itself with time."

https://www.thecut.com/2016/02/fight-over-trans-kids-got-a-researcher-fired.html

Ask Laidlaw or Malone to rip into this garbage:

"The mental static is erased and peace can finally be found as the brain is no longer being "poisoned" by the body pumping it full of a hormone cocktail that is incompatible."

"In both these cases, after an initial assessment the individual was given testosterone treatment by a physician against the wishes of the parents – in the first case, the physician actually refused to meet the parents, and in the second, the physician recorded that the issues raised by the parents regarding anxiety, sexual and social problems weren't relevant for the course of action. **Sadly, in the case of the second individual, a few months after the start of the hormone treatment, they made a suicide attempt that required hospitalisation; the reasons for this were not reported.**"

https://digest.bps.org.uk/2018/01/17/most-children-and-teens-with-gender-dysphoria-also-have-multiple-other-psychological-issues/

As I've stated before, it's the mental health issues driving the self-harm and suicide but the activists blame it on the withholding of care. But again, all those late transitioners like me who never engaged in self-harm of suicide attempts dispel that myth. And "cutting" is a very common trait with females, especially with a borderline personality disorder.

This Astrid person appears to be a late transitioner, which in itself goes against his arguments.

"No surgeon in SD will perform such a surgery on a minor now, nor will any insurance cover such a procedure."

They just take the kid to California or Oregon or Washington State. Jazz Jennings got flown to California for blockers.

"Transgender children suffer immense mental anguish as they develop through puberty as their body develops in direct opposition to the mind"

The wrong puberty argument debunked by Malone in his YouTube video. Remember, puberty cures most of them.

James

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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/21/2020 10:01:13 AM
To: "Richard Mast" <RMast@LC.org>
Cc:
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Yes, I think it is. Am I correct that the more cases a court order gets cited in the more impact it can have? Or, am I off base on that?

Lambda and the ACLU didn't waste any time in citing my non-binary court order in more than one case.

James

On Tuesday, January 21, 2020, 12:58:35 PM EST, Richard Mast <rmast@lc.org> wrote:

Great idea!

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774
Orlando, FL 32854
(407) 875-1776 phone
(407) 875-0770 fax
LC.org
Offices in DC, FL, and VA
*Licensed in Virginia

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Tuesday, January 21, 2020 12:47 PM
To: juliannehyoung@gmail.com; Steve Smith <steve@stevesmithlaw.com>; Richard Mast <RMast@LC.org>
Cc: Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Kelsey Coalition <kelseycoalition@gmail.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Hudson, MD Bernard <loyolamd82@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <greg.scott@heritage.org>; Timothy Millea MD <tmillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Richard,

Mr. Smith and Representative Young may wish to consider using my recent court order from Oregon as part of their evidence because a big part of the birth cert argument is the mythical third sex, aka disorders of sexual development, etc. But most importantly, the court order states my sex change to non-binary was a psychologically harmful legal fiction and that the hormone therapy did not change my sex.

The petition also references my Canadian affidavit and Supreme Court amicus brief.

See the attached documents, and please reach out to me if I can be of assistance in any other manner.

Blessings,

James Shupe

On Tuesday, January 21, 2020, 12:34:05 PM EST, Richard Mast <rmast@lc.org> wrote:

All,

Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.

Julianne has a short window to receive comments (especially desired from the medical experts).

Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.

There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.

Thanks,

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774

Orlando, FL 32854
(407) 875-1776 phone
(407) 875-0770 fax
LC.org
Offices in DC, FL, and VA
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 2/22/2020 10:54:56 AM
To: "Kelsey Coalition" <kelseycoalition@gmail.com>
Cc:
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

I like what you're doing with the legal fiction argument. As you're probably aware, I've advanced it a lot too, and I think the trans lobby is very vulnerable from the legal fiction angle.

James

On Saturday, February 22, 2020, 01:38:12 PM EST, Kelsey Coalition wrote:

Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.

Haven't had a chance to watch the hearing, but was this argument part of the testimony?

On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition wrote:
> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>
> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>
> If any of you are on twitter, please retweet. Thank you! -K
>

> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young wrote:
>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>
>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>
>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>
>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>
>> Counter arguments I am considering include:
>>
>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>
>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>
>> I would sincerely appreciate legal feedback and suggestions.
>>
>> Julianne Young
>>
>>
>>
>>
>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young wrote:

>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>
>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young wrote:
>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>
>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young wrote:
>>>>> Hello all,
>>>>>
>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>
>>>>> Julianne Young
>>>>>
>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young wrote:
>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>
>>>>>> Feel free to comment on it and mark it up.
>>>>>>
>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young wrote:
>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>
>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young wrote:
>>>>>>>> Dear Friends,
>>>>>>>>
>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
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>>>>>>>> Julianne Young
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>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young wrote:
>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
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>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young wrote:
>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
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>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young wrote:
>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.

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>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young wrote:
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>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young wrote:
>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young wrote:
>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young wrote:
>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>> Orlando, FL 32854
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>>>>>>>>>>>>>>>> From: Julianne Young Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>> Liberty Counsel

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>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>> To: Richard Mast
>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
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>>>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>> To: Bernard Hudson
>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition ; Natasha Chart ; Richard Mast ; Steve Smith ; Fred Deutsch ; Mary McAlister ; David Pickup ; Eunie Smith ; Gary McCaleb ; Glenn Ridder ; Horvath Hacsi ; James Shupe (Formerly Jamie Shupe) ; Michelle Cretella ; mike@drlaidlaw.com; Jane Robbins ; Lappert Patrick ; MD Paul Hruz PhD ; Margaret Clarke ; Matt Sharp ; McHugh Paul ; Monique Robles MD ; Quentin Van Meter ; Roger Brooks ; Scott, Greg ; Timothy Millea MD ;

Vernadette Broyles ; Walt Heyer ; William Malone
>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson wrote:
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>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner’s Syndrome, Klinefelter’s Syndrome, etc.
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>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”

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>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition wrote:
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>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart wrote:
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>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young wrote:
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>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>   “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>   Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 2/22/2020 11:57:30 AM
To: "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Julianne Young" <juliannehyoung@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, sjvick@senate.idaho.gov
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel

> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>

>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young wrote:

>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
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>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young wrote:
>>>>>>>>>>>>>
>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young wrote:
>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young wrote:
>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the

larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young wrote:
>>>>>>>>>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>> From: Julianne Young Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>> To: Richard Mast
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:

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>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a

conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson
>>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition ; Natasha Chart ; Richard Mast ; Steve Smith ; Fred Deutsch ; Mary McAlister ; David Pickup ; Eunie Smith ; Gary McCaleb ; Glenn Ridder ; Horvath Hacsi ; James Shupe (Formerly Jamie Shupe) ; Michelle Cretella ; mike@drlaidlaw.com; Jane Robbins ; Lappert Patrick ; MD Paul Hruz PhD ; Margaret Clarke ; Matt Sharp ; McHugh Paul ; Monique Robles MD ; Quentin Van Meter ; Roger Brooks ; Scott, Greg ; Timothy Millea MD ; Vernadette Broyles ; Walt Heyer ; William Malone
>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition wrote:
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>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
>>>>>>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable

characteristics.
>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that "the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."
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>>>>>>>>>>>>>>>>>>>>>>>   "Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>   Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.

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>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 3/4/2020 2:39:42 PM
To: "Julianne Young" <juliannehyoung@gmail.com>
Cc:
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Julianne,

I can't chime in on the legal aspects of this from the lawyer end, but what jumps out at me is you're going after defining birth certificates from the biological angle, which is being truthful both in the document and what's being told to the recipient by the document. The transgender folks, on the other hand, are basing sex on gender identity, something, as you know that's based on subjective, and subject to change personal feelings about oneself. So where I'm going with this is the State is being complicit in lying about what the sex of a person is when they allow gender identity to be used to determine sex.

The definition of transgender is the person has a gender identity that's opposite of their biological sex. Or in the case of non-binary, some claim no gender identity at all. So the "treated differently" argument being made is a trans person who identifies as female is being treated differently than another female, a natal one because they're both females. By the very definition of transgender, they're not even the same thing, to begin with, to make the argument that they're being treated differently.

This gets back to my court order and what Kelsey has said about this whole thing is a legal fiction. So even if the transgender person wants to be lied to about what they are, it's still harmful and the state should not be involved in lying to people to accommodate their mental disorder.

There's no discussion from the OAG about gender identity versus sex in this document.

Another thing that can't be ignored, teams trans is gonna go after getting non-binary birth certificates. The thing is the X marker or "unknown" marker like mine was changed to are still based on sex. For example, the X marker means "sex unspecified," acknowledging sex still exists. The "unknown" marker means sex wasn't determinable. Again, none of this supports gender identity to mean sex.

Harm wise, the problem in female sports can be pointed out, the ADF litigation in Connecticut.

The LGBT advocates can't prove gender identity exists and that should be part of the argument and the fight. Besides, which gender identity? Are all 73 or more authentic and real? This is where they're most vulnerable.

Dr. Paul McHugh in the Atlantis Report: "*The causes of such cross-gender identification remain poorly understood. Research investigating whether these transgender individuals have certain physiological features or experiences in common with the opposite sex, such as brain structures or atypical prenatal hormone exposures, has so far been inconclusive.*"

https://www.thenewatlantis.com/publications/part-three-gender-identity-sexuality-and-gender

The OAG is also pointing to a trans military case. Trump has been winning that battle.

My thoughts.

Blessings and prayers for your success.

James

On Wednesday, March 4, 2020, 10:49:30 AM EST, Julianne Young <juliannehyoung@gmail.com> wrote:

I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.

On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
>
> On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > Yes. This must be personalized!
> > Stories - not facts - move people to act!
> >
> > Sent from my iPhone
> >
> > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > >
> > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > >
> > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> > >
> > > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > > >
> > > > James
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> > > > On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
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> > > >
> > > > But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
> > > >
> > > > On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > > > > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> > > > >
> > > > > Mary E. McAlister, Esq.
> > > > > Senior Litigation Counsel
> > > > > Child & Parental Rights Campaign
> > > > > P.O. Box 637
> > > > > Monroe, VA 24574

> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
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>>>> Counter arguments I am considering include:
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>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
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>>>> I would sincerely appreciate legal feedback and suggestions.
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>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:

>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
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>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
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>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
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>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”

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>>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax

>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 3/21/2020 7:58:48 AM
To: "Julianne Young" <juliannehyoung@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Fred,

I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.

Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.

In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.

So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.

On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
>
> On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> >
> > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> >
> > > Yes. This must be personalized!
> > >
> > > Stories - not facts - move people to act!
> > >
> > > Sent from my iPhone
> > >
> > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > >
> > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > >
> > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> > >
> > > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > >
> > > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > > >
> > > > James
> > > >
> > > > On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
> > > >
> > > > But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
> > > >
> > > > On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > > > > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.

>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
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>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
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>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
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>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
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>>>> Counter arguments I am considering include:
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>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
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>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
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>>>> I would sincerely appreciate legal feedback and suggestions.
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>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
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>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
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>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
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>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
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>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
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>>>>>>>> Feel free to comment on it and mark it up.
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>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
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>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
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>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
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>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
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>>>>>>>>>> Julianne Young
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>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
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>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
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>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:

>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.

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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”

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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there

is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.

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>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that "the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."
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>>>>>>>>>>>>>>>>>>>>>>>> "Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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The Kelsey Coalition
Working to change the systems that failed our kids

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 3/24/2020 6:54:56 PM
To: "Julianne Young" <juliannehyoung@gmail.com>
Cc:
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Julianne,

Men dying far more often the women from Covid-19 and the need to track such health issues can be used as another talking point for your birth cert bill.

Here's why the coronavirus may be killing more men than women. The US should take note



Here's why the coronavirus may be killing more men than women. The US sh...

Katie Polglase, Gianluca Mezzofiore and Max Foster, CNN

Smoking, drinking, general poor health: Researchers say these are some of the factors that could explain why mor...

Blessings,

James

On Monday, March 23, 2020, 03:21:18 PM EDT, Julianne Young <juliannehyoung@gmail.com> wrote:

One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.

On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

Fred,

I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.

Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.

In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.

So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> > > >
> > > > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > >
> > > > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > > > >
> > > > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > > >
> > > > > > Yes. This must be personalized!
> > > > > >
> > > > > > Stories - not facts - move people to act!
> > > > > >
> > > > > > Sent from my iPhone
> > > > > >
> > > > > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > > > > >
> > > > > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > > > > >
> > > > > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
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On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James
>
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>
> On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
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>
> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>
> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> >
> > Mary E. McAlister, Esq.
> > Senior Litigation Counsel
> > Child & Parental Rights Campaign
> > P.O. Box 637
> > Monroe, VA 24574
> > 434 610-0873
> > mmcalister@childparentrights.org
> > childparentrights.org
> >
> > On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
> >>
> >> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
> >>
> >>
> >>
> >> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
> >>>
> >>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
> >>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
> >>>
> >>> If any of you are on twitter, please retweet. Thank you! -K
> >>>
> >>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
> >>>>
> >>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
> >>>>
> >>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because

the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGl/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young

>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>
>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>
>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>
>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>
>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>
>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>>>>>>>>>>
>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
>>>>>>>>>>
>>>>>>>>>> They raised some good questions regarding (5) though:
>>>>>>>>>>
>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
>>>>>>>>>>
>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
>>>>>>>>>>
>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>
>>>>>>>>>> Representative Young
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
>>>>>>>>>>
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>>>>>>>>>>
>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>> Liberty Counsel
>>>>>>>>>> PO Box 540774
>>>>>>>>>> Orlando, FL 32854

>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this – something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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The Kelsey Coalition

www.KelseyCoalition.org

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 3/30/2020 7:03:50 PM
To: "Julianne Young" <juliannehyoung@gmail.com>, "QUENTIN VAN METER" <kidendo@comcast.net>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, sjvick@senate.idaho.gov
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Julianne,

Such wonderful news in otherwise dark times. I've been making a point to pray each day, asking that the Governor would sign these bills, and those prayers have now been answered. But stay strong, please, because a lot of hate will no doubt be coming your way as the problematic elements of the media feign outrage.

Blessings, and many thanks for all of your hard work and courage to pass this historic legislation.

James

On Monday, March 30, 2020, 09:23:10 PM EDT, QUENTIN VAN METER <kidendo@comcast.net> wrote:

God is with us!

Quentin

> On March 30, 2020 at 8:26 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> Dear Friends,
>
> I cannot thank you enough for your help and support! It is official– Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!
>
> With love and gratitude,
> Julianne Young
>
> On Fri, Mar 27, 2020 at 12:27 PM Julianne Young < juliannehyoung@gmail.com> wrote:
>
> > **Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.**
> > *208-334-2100 | governor@gov.idaho.gov*

Julianne Young

From: Arthur Schaper <Arthur@massresistance.org>
Sent: Friday, March 27, 2020 10:32 AM
To: Representative Julianne Young <JYoung@house.idaho.gov>
Subject: Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Hey Julianne:

This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.

We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governor's desk there *right now*.

That's right—while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance he'll veto. But we're not leaving this up to chance: We're running online ads into Idaho right now, activating Idahoans to call for his veto. And we're coordinating local businesses to call for a veto too.

Idaho's Governor has until the middle of next week to veto. If you're able, and if you've already supported those who are suffering in your

community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the country—and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some haven't. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what matters—containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

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If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young < juliannehyoung@gmail.com> wrote:

> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young < juliannehyoung@gmail.com> wrote:
>
> > My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
> >
> > On Mon, Mar 23, 2020 at 1:20 PM Julianne Young < juliannehyoung@gmail.com> wrote:

One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.

On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) < jamie.shupe@yahoo.com> wrote:

> Fred,
>
> I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
>
> Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
>
> In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
>
> So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.
>
> For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com
>
> I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.
>
> Blessings,
>
> James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch < drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:

I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.

On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
>
> On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
>
> > Yes. This must be personalized!
> >
> > Stories - not facts - move people to act!
> >
> > Sent from my iPhone
> >
> > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >
> > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> >
> > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> >
> > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when

they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."

>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>>
https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the

arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender

identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
>>>>
>>>>
>>>>
>>>>
>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.co

m> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday.
Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.

>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>>
https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne

Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and

evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>
Thoughts on this idea?
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>>>>>>> 1-

Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>>
Representative Young
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>
Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>
Liberty Counsel
>>>>>>>>>>>>>>>>>>
PO Box 540774
>>>>>>>>>>>>>>>>>>
Orlando, FL 32854
>>>>>>>>>>>>>>>>>>
(407) 875-1776 phone
>>>>>>>>>>>>>>>>>>
(407) 875-0770 fax
>>>>>>>>>>>>>>>>>>
LC.org
>>>>>>>>>>>>>>>>>>
Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>
*Licensed in Virginia
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From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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Hello Richard– just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>
Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>
Liberty Counsel
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*Licensed in Virginia
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From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>
Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>
To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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The society of evidence-
based gender medicine has
declared that the conflation
of sex and gender in health
care is alarming, subjects
hundreds of thousands of
individuals *to the risk
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of* unintended medical
harm, and will greatly
impede medical research.
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However, I'm not sure
addresses your fundamental
concern.
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On Wed, Feb 5, 2020 at
7:47 AM Richard Mast
<RMast@lc.org> wrote:
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I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
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From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>
Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>
To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights

.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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They have raised 2 other good questions:
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1) In section 5, do we not

want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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I am attaching the current (final) draft :) for your comment.
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Thank you for your help in ironing out these final wrinkles.
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Representative Young
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On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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> Gee Whiz!
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> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”
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> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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> On Feb 4, 2020, at 9:44

AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>> Will, could SEGM consider rewording this – something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>> This is great, I love it. Thank you for doing this.
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>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their

biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender

and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."

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>>>> "Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,

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>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,

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>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.

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>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and

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>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its

ability, those functions which rely on accurate vital statistics; and,
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>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@Ic.org> wrote:
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>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth

certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>> Thanks,
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>>>>> Richard L. Mast, Esq.*
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>>>>> Senior Litigation Counsel

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>>>>> Liberty Counsel
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>>>>> PO Box 540774
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>>>>> Orlando, FL 32854
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>>>>> (407) 875-1776
phone
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>>>>> (407) 875-0770 fax
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>>>>> LC.org
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>>>>> Offices in DC, FL,
and VA
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>>>>> *Licensed in Virginia
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Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 4/1/2020 5:11:44 PM
To: "Senator Steve Vick" <sjvick@senate.idaho.gov>, "Natasha Chart" <natasha.chart@gmail.com>
Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Julianne Young" <juliannehyoung@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <greg.scott@heritage.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Attachments: image001.png, image002.jpg, image003.jpg, image004.jpg

---

What the NYTimes and other such outlets does to anyone who backs down under pressure:

"Navratilova later backed away from that view."

"Athletes like the Olympic marathon runner Paula Radcliffe and the tennis star Martina Navratilova have contended that athletes with higher natural levels of testosterone are able to outperform their competitors, especially in some track and field events and in weight lifting competitions. Navratilova later backed away from that view."

https://www.nytimes.com/2020/04/01/sports/transgender-idaho-ban-sports.html

On Tuesday, March 31, 2020, 08:12:55 PM EDT, Natasha Chart <natasha.chart@gmail.com> wrote:

Well you all did a good thing for women and girls, so thanks again!

Also, there's a Christian Post story out about this, in case anyone wants an article to share that uses materially accurate terms:

https://www.christianpost.com/news/idaho-first-state-to-ban-sex-change-on-birth-records-males-in-womens-sports.html

On Tue, Mar 31, 2020 at 10:20 AM Senator Steve Vick <sjvick@senate.idaho.gov> wrote:

> I have not met many on this list but I want to say that Representative Young is a true warrior and good legislator and it was a pleasure and an honor to work with her on this important piece of legislation.

Sincerely,

Senator Steve Vick

Assistant Majority Leader

Idaho State Senate

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Monday, March 30, 2020 5:27 PM
To: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Cc: Michelle Cretella <drmcretella@gmail.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; Kelsey Coalition <kelseycoalition@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <rmast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <tmillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <greg.scott@heritage.org>; Senator Steve Vick <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Dear Friends,

I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!

With love and gratitude,

Julianne Young

On Fri, Mar 27, 2020 at 12:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> **Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.**
>
> *208-334-2100 | governor@gov.idaho.gov*
>
> Julianne Young
>
> **From:** Arthur Schaper <Arthur@massresistance.org>
> **Sent:** Friday, March 27, 2020 10:32 AM
> **To:** Representative Julianne Young <JYoung@house.idaho.gov>
> **Subject:** Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Hey Julianne:

This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.

We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Image removed by sender.

Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governor's desk there *right now*.

That's right—while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance he'll veto. But we're not leaving this up to chance: We're running online ads into Idaho right now, activating Idahoans to call for his veto. And we're coordinating local businesses to call for a veto too.

Idaho's Governor has until the middle of next week to veto. If you're able, and if you've already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the country—and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some haven't. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what matters—containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

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If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
> >
> > On Mon, Mar 23, 2020 at 1:20 PM Julianne Young <juliannehyoung@gmail.com> wrote:

One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.

On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Fred,
>
> I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
>
> Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
>
> In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
>
> So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.
>
> For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com
>
> I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.
>
> Blessings,
>
> James
>
> On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:

I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.

On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
>
> On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
>
> > Yes. This must be personalized!
> >
> > Stories - not facts - move people to act!
> >
> > Sent from my iPhone
> >
> > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >
> > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> >
> > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> >
> > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> >
> > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > >
> > > James
> > >
> > > On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
> > >
> > > But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
> > >
> > > On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > > > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> > > >
> > > > Mary E. McAlister, Esq.
> > > > Senior Litigation Counsel

> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>
>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>
>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Hello all,
>>>>>>
>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>
>>>>>> Julianne Young
>>>>>>
>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrIddM3CryI_LXzFw/edit
>>>>>>>
>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>
>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Dear Friends,
>>>>>>>>>
>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>
>>>>>>>>> Julianne Young
>>>>>>>>>
>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>
>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>
>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>>>>>

>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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From: Kelsey Coalition
Sent: 2/4/2020 7:44:16 AM
To: "Natasha Chart" <natasha.chart@gmail.com>
Cc: "Julianne Young" <juliannehyoung@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

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From: QUENTIN VAN METER
Sent: 2/4/2020 7:56:26 AM
To: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>
Cc: "Julianne Young" <juliannehyoung@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, mike@drlaidlaw.com, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
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I agree that adopting use of cis-gender only validates transgender as a healthy variant which it is clearly not.

Quentin

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Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

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To: "Bernard Hudson" <loyolamd82@gmail.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Attachments: Vital Statistics final draft (2).pdf

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.
Thank you for your help in ironing out these final wrinkles.

Representative Young

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> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
> >
> > The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
> >
> > The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
> >
> > Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.

The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.

The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that "the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."

"Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,

Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,

Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.

The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and

Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,

Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>
> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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> Thanks,
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
> **Liberty Counsel**
> PO Box 540774
> Orlando, FL 32854
> (407) 875-1776 phone
> (407) 875-0770 fax
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--



www.KelseyCoalition.org

From: Scott, Greg
Sent: 2/5/2020 7:45:32 AM
To: "Michelle Cretella" <drmcretella@gmail.com>, "Julianne Young" <juliannehyoung@gmail.com>
Cc: "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: RE: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Allâ€”

I would strongly recommend that the phrase â€œseparate but equalâ€ not appear anywhere in any public or legislative documents.

My recommended alternative language:

â€œbiological distinctions between male and female are a matter of scientific fact and biological sex is an objectively defined category which has obvious, immutable, and distinguishable characteristicsâ€

Or something similar.

Although it doesnâ€™t appear here, I would also say for future reference that we shouldnâ€™t use the phrase â€œsex-segregatedâ€ when referring to spaces dedicated to one sex or the other. â€œSex specificâ€ usually works.

I donâ€™t think I need to outline the reasons that we should avoid the above phrases.

Thanks for all your work on this crucial issues!

--Greg

From: Michelle Cretella <drmcretella@gmail.com>
Sent: Tuesday, February 4, 2020 10:14 AM
To: Julianne Young <juliannehyoung@gmail.com>
Cc: Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Kelsey Coalition <kelseycoalition@gmail.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Hudson, MD Bernard <loyolamd82@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

This is excellent, Julianne. I've no edits!

On Tue, Feb 4, 2020 at 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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> Thanks,
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> **Richard L. Mast, Esq.***
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Greg Scott
Director, Media
The Heritage Foundation
214 Massachusetts Avenue, NE
Washington, DC 20002
202-608-6051
heritage.org

Attachment:

From: Julianne Young
Sent: 2/5/2020 7:48:42 AM
To: "Richard Mast" <RMast@lc.org>
Cc: "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Attachments: Vital Statistics final draft (2).pdf

The Department of Health and Welfare brought some suggestions yesterday. The suggested the use of the term 'material fact' rather than 'vital statistic' in several places.

Also, they raised some good questions regarding sections 39-245A (4) and (5). The drafter and I tried to address their comments in the attached draft as follows:

- additional language clarifying that the affidavit will be on a form prescribed by the registrar
- simplifies the format so that requirements are clear
- In section (5) they raised a legitimate point that, unlike (4) no medical authority was required to verify the action
- The language was silent about what happens if they fail to come back withing the 3 years. We added some language indicating that this could be addressed by the court but it's not very tight. Suggestions on these finishing touches are appreciated.

Representative Young

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.

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Thanks,

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Attachment:

From: Julianne Young

Sent: 2/6/2020 8:56:36 AM

To: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>

Cc:

Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Attachments: Vital Statistics draft (4).pdf

And with one more small change in (4) as recommended by ADF.

On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>
> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
> >
> > Thoughts on this idea?
> >
> > On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
> > >
> > > Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).

They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.

They raised some good questions regarding (5) though:

1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.

2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?

The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!

Representative Young

On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>
> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
>
> > The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
> >
> > **Richard L. Mast, Esq.***
> > *Senior Litigation Counsel*
> > **Liberty Counsel**
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> >
> > **From:** Julianne Young <juliannehyoung@gmail.com>
> > **Sent:** Wednesday, February 5, 2020 12:05 PM
> > **To:** Richard Mast <RMast@LC.org>
> > **Subject:** Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
> >
> > Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.

On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:

> I think that works.

Richard L. Mast, Esq.*
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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Wednesday, February 5, 2020 10:18 AM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:

> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
>
> of* unintended medical harm, and will greatly impede medical research.

However, I'm not sure addresses your fundamental concern.

On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:

> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
>
> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.

Richard L. Mast, Esq.*
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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.

Thank you for your help in ironing out these final wrinkles.

Representative Young

On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

> Gee Whiz!
>
> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
>
> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
>
> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
>
> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!
>
> I feel better.
>
> BH
>
> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>
> > Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point,

without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.

My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.

Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC

On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:

> This is great, I love it. Thank you for doing this.
>
> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
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solely those of the author and do not necessarily represent those of the organization.

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www.KelseyCoalition.org

Attachment:

From: Julianne Young
Sent: 2/6/2020 1:27:24 PM
To: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>
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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.

Thank you for your help in ironing out these final wrinkles.

Representative Young

On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

> Gee Whiz!
>
> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
>
> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
>
> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
>
> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!
>
> I feel better.
>
> BH

On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.

My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.

Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC

On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:

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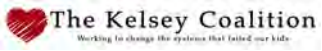
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From: Julianne Young

Sent: 2/7/2020 12:38:07 PM

To: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>

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Attachments: Vital Statistics draft (6).pdf

Any last comments are invited. We'll RS at the end of the day.

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Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.

Thank you for your help in ironing out these final wrinkles.

Representative Young

On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

> Gee Whiz!
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> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
>
> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
>
> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
>
> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!
>
> I feel better.

BH

On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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> > >
> > > The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
> > >
> > > The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
> > >
> > > Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
> > >
> > > The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.

The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that "the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."

"Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,

Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,

Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.

The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and

Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,

Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
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> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>
> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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> Thanks,
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
> **Liberty Counsel**
> PO Box 540774

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--



www.KelseyCoalition.org

Attachment:

From: Julianne Young

Sent: 2/10/2020 7:12:41 AM

To: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>

Cc:

Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Attachments: Vital Statistics draft (7).pdf

Dear Friends,

Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.

Julianne Young

On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> Any last comments are invited. We'll RS at the end of the day.
>
> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > And one more small change from our attorney general in 39-245A (1) (iv) and (v).
> >
> > On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > And with one more small change in (4) as recommended by ADF.
> > >
> > > On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
> > > >
> > > > On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:

In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.

Thoughts on this idea?

On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>
> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>
> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
>
> They raised some good questions regarding (5) though:
>
> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
>
> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
>
> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>
> Representative Young
>
> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
> >
> > On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
> >
> > > The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
> > >
> > > **Richard L. Mast, Esq.***
> > > *Senior Litigation Counsel*
> > > **Liberty Counsel**
> > > PO Box 540774

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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Wednesday, February 5, 2020 12:05 PM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.

On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:

> I think that works.
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
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> **From:** Julianne Young <juliannehyoung@gmail.com>
> **Sent:** Wednesday, February 5, 2020 10:18 AM
> **To:** Richard Mast <RMast@LC.org>
> **Subject:** Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>
> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
>
> > The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk

of* unintended medical harm, and will greatly impede medical research.

However, I'm not sure addresses your fundamental concern.

On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:

> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
>
> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.

Richard L. Mast, Esq.*
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--

The Kelsey Coalition

www.KelseyCoalition.org

From: Julianne Young
Sent: 2/10/2020 3:31:10 PM
To: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>
Cc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.

https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit

On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:

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> > > > > I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I

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Thoughts on this idea?

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Sent: Wednesday, February 5, 2020 12:05 PM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

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> of* unintended medical harm, and will greatly impede medical research.

However, I'm not sure addresses your fundamental concern.

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Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
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Thank you for your help in ironing out these final wrinkles.

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On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

> Gee Whiz!
>
> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
>
> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"

Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!

Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!

I feel better.

BH

On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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> > > After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.

The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,

The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.

Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.

The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.

The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that "the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."

"Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,

Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,

Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.

The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and

Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,

Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
>
> Julianne has a short window to receive comments (especially desired from the medical experts).
>
> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.

There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.

Thanks,

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--



www.KelseyCoalition.org

From: patrick Lappert
Sent: 2/10/2020 4:14:12 PM
To: "Julianne Young" <juliannehyoung@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>
Cc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Great stuff!

> On February 10, 2020 at 6:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>
> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>
> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young < juliannehyoung@gmail.com> wrote:
>
> Dear Friends,
>
> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>
> Julianne Young
>
> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young < juliannehyoung@gmail.com> wrote:
>
> Any last comments are invited. We'll RS at the end of the day.
>
> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young < juliannehyoung@gmail.com> wrote:
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10:34 AM Richard Mast <RMast@lc.org> wrote:

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Rep. Young.

Thanks,

Richard L. Mast, Esq.* *Senior Lit*

i g a t i o n C o u n s e l

L i b e r t y C o u n s e l

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--

www.KelseyCoalition.org

Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

From: Julianne Young
Sent: 2/10/2020 8:54:22 PM
To: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>
Cc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit

Feel free to comment on it and mark it up.

On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>
> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>
> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > Dear Friends,
> >
> > Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
> >
> > Julianne Young
> >
> > On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > Any last comments are invited. We'll RS at the end of the day.
> > >
> > > On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > And one more small change from our attorney general in 39-245A (1) (iv) and (v).
> > > >
> > > > On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > > And with one more small change in (4) as recommended by ADF.

On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:

I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!

On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:

In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.

Thoughts on this idea?

On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:

My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.

Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).

They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.

They raised some good questions regarding (5) though:

1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.

2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?

The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!

Representative Young

On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:

Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?

On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:

The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
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Orlando, FL 32854
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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Wednesday, February 5, 2020 12:05 PM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.

On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:

> I think that works.
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
> **Liberty Counsel**
> PO Box 540774
> Orlando, FL 32854
> (407) 875-1776 phone
> (407) 875-0770 fax
> LC.org
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> *Licensed in Virginia
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> **From:** Julianne Young <juliannehyoung@gmail.com>
> **Sent:** Wednesday, February 5, 2020 10:18 AM
> **To:** Richard Mast <RMast@LC.org>
> **Subject:** Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:

> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
>
> of* unintended medical harm, and will greatly impede medical research.

However, I'm not sure addresses your fundamental concern.

On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:

> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
>
> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.

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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

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I am attaching the current (final) draft :) for your comment.

Thank you for your help in ironing out these final wrinkles.

Representative Young

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> Gee Whiz!
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> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner’s Syndrome, Klinefelter’s Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.

Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”

Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!

Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!

I feel better.

BH

On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:

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> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
>
> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
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> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.

Julianne has a short window to receive comments (especially desired from the medical experts).

Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.

There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.

Thanks,

Richard L. Mast, Esq.*
Senior Litigation Counsel
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--



www.KelseyCoalition.org

From: Julianne Young
Sent: 2/11/2020 5:05:41 PM
To: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Cc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Hello all,

I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!

Julianne Young

On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> And one last document-- This is an op-ed/ press statement if it passes muster:
> https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>
> Feel free to comment on it and mark it up.
>
> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
> >
> > https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
> >
> > On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > Dear Friends,
> > >
> > > Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
> > >
> > > Julianne Young

On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
Any last comments are invited. We'll RS at the end of the day.

On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
And one more small change from our attorney general in 39-245A (1) (iv) and (v).

On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
And with one more small change in (4) as recommended by ADF.

On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:

I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!

On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.

Thoughts on this idea?

On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.

Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).

They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.

They raised some good questions regarding (5) though:

1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.

2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?

The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!

Representative Young

On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:

Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?

On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:

> The comment was re SEGM language; I second the motion to stay away from "separate but equal." "Differential treatment" is fine.
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
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>
> **From:** Julianne Young <juliannehyoung@gmail.com>
> **Sent:** Wednesday, February 5, 2020 12:05 PM
> **To:** Richard Mast <RMast@LC.org>
> **Subject:** Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>
> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
>
> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
>
> > I think that works.
> >
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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Wednesday, February 5, 2020 10:18 AM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:

> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
>
> of* unintended medical harm, and will greatly impede medical research.

However, I'm not sure addresses your fundamental concern.

On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:

> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
>
> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.
>
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From: Julianne Young
Sent: 2/12/2020 1:59:53 PM
To: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
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Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

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Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.

Thank you for your help in ironing out these final wrinkles.

Representative Young

On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

> Gee Whiz!
>
> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
>
> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
>
> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
>
> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!
>
> I feel better.
>
> BH
>
> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>
> > Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.

My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.

Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC

On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:

> This is great, I love it. Thank you for doing this.
>
> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
> >
> > The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
> >
> > The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
> >
> > Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
> >
> > The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
> >
> > The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
> >
> > “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
> >
> > Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
> >
> > Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
> >
> > The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and

Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,

Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
>
> Julianne has a short window to receive comments (especially desired from the medical experts).
>
> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
>
> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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> Thanks,

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www.KelseyCoalition.org

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To: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
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The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.

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Sent: Tuesday, February 4, 2020 9:40 PM
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Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

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> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>
> Julianne has a short window to receive comments (especially desired from the medical experts).
>
> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
>
> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
>
> Thanks,

Richard L. Mast, Esq.*
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www.KelseyCoalition.org

From: Julianne Young
Sent: 2/22/2020 6:41:49 AM
To: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Cc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.

We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.

Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.

The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.

Counter arguments I am considering include:

The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.

The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.

I would sincerely appreciate legal feedback and suggestions.

Julianne Young

On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>
> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
> >
> > On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > Hello all,
> > >
> > > I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
> > >
> > > Julianne Young
> > >
> > > On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > And one last document-- This is an op-ed/ press statement if it passes muster:
> > > > https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
> > > >
> > > > Feel free to comment on it and mark it up.
> > > >
> > > > On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > >
> > > > > Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
> > > > >
> > > > > https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit

On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:

Dear Friends,

Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.

Julianne Young

On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:

Any last comments are invited. We'll RS at the end of the day.

On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:

And one more small change from our attorney general in 39-245A (1) (iv) and (v).

On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:

And with one more small change in (4) as recommended by ADF.

On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:

I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!

On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:

In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.

Thoughts on this idea?

On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:

My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.

Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).

They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I

believe the changes to (4) are straightforward.

They raised some good questions regarding (5) though:

1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.

2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?

The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!

Representative Young

On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>
> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
>
> > The comment was re SEGM language; I second the motion to stay away from "separate but equal." "Differential treatment" is fine.
> >
> > **Richard L. Mast, Esq.***
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> > **Liberty Counsel**
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> > **To:** Richard Mast <RMast@LC.org>
> > **Subject:** Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
> >
> > Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.

On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:

> I think that works.

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Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:

> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
>
> of* unintended medical harm, and will greatly impede medical research.

However, I'm not sure addresses your fundamental concern.

On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:

> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
>
> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.

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> Thanks,
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
> **Liberty Counsel**
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--



www.KelseyCoalition.org

From: Kelsey Coalition
Sent: 2/22/2020 8:22:32 AM
To: "Julianne Young" <juliannehyoung@gmail.com>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."

FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20

If any of you are on twitter, please retweet. Thank you! -K

On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>
> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
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I would sincerely appreciate legal feedback and suggestions.

Julianne Young

On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>
> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
> >
> > On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > Hello all,
> > >
> > > I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
> > >
> > > Julianne Young

On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:

And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit

Feel free to comment on it and mark it up.

On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:

Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.

https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit

On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:

Dear Friends,

Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.

Julianne Young

On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:

Any last comments are invited. We'll RS at the end of the day.

On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:

And one more small change from our attorney general in 39-245A (1) (iv) and (v).

On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:

And with one more small change in (4) as recommended by ADF.

On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:

I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!

On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:

In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.

Thoughts on this idea?

On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>
> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>
> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
>
> They raised some good questions regarding (5) though:
>
> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
>
> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
>
> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>
> Representative Young
>
> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
> >
> > On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
> >
> > > The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.

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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Wednesday, February 5, 2020 12:05 PM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.

On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:

> I think that works.

Richard L. Mast, Esq.*
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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Wednesday, February 5, 2020 10:18 AM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:

> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
>
> of* unintended medical harm, and will greatly impede medical research.

However, I'm not sure addresses your fundamental concern.

On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:

> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
>
> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.

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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If

so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.

Thank you for your help in ironing out these final wrinkles.

Representative Young

On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

> Gee Whiz!
>
> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
>
> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
>
> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
>
> Throw out words or phrases that have have shifting definitions, political realms, identity's

unscientific, and whims and notions that are **NEVER** studied in science. Never!

I feel better.

BH

On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
>
> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
>
> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC

> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
>
> > This is great, I love it. Thank you for doing this.
> >
> > On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
> > >
> > > The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
> > >
> > > The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has

been consistently applied since our nation's founding.

Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.

The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.

The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that "the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."

"Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,

Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,

Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.

The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and

Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,

Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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To: "Julianne Young" <juliannehyoung@gmail.com>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is **the state compelling an unwilling party to party to that legal fiction**...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.

Haven't had a chance to watch the hearing, but was this argument part of the testimony?

On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
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> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
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>
> If any of you are on twitter, please retweet. Thank you! -K
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I would sincerely appreciate legal feedback and suggestions.

Julianne Young

On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>
> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.

On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> Hello all,
>
> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>
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> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > And one last document-- This is an op-ed/ press statement if it passes muster:
> > https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
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> > Feel free to comment on it and mark it up.
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> > > On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > Dear Friends,
> > > >
> > > > Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
> > > >
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> > > > On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
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> > > > > Any last comments are invited. We'll RS at the end of the day.
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> > > > > > And one more small change from our attorney general in 39-245A (1) (iv) and (v).
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> > > > > > > > I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!

On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>
> Thoughts on this idea?
>
> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
> >
> > Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
> >
> > They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
> >
> > They raised some good questions regarding (5) though:
> >
> > 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
> >
> > 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
> >
> > The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
> >
> > Representative Young
> >
> > On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
> > >
> > > On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
> > >
> > > > The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
> > > >
> > > > **Richard L. Mast, Esq.***

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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Wednesday, February 5, 2020 12:05 PM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.

On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:

> I think that works.
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
> **Liberty Counsel**
> PO Box 540774
> Orlando, FL 32854
> (407) 875-1776 phone
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>
> **From:** Julianne Young <juliannehyoung@gmail.com>
> **Sent:** Wednesday, February 5, 2020 10:18 AM
> **To:** Richard Mast <RMast@LC.org>
> **Subject:** Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>
> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:

> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
>
> of* unintended medical harm, and will greatly impede medical research.

However, I'm not sure addresses your fundamental concern.

On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:

> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
>
> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.

Richard L. Mast, Esq.*
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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than

being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.

Thank you for your help in ironing out these final wrinkles.

Representative Young

On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

> Gee Whiz!
>
> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
>
> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"

Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!

Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!

I feel better.

BH

On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
>
> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
>
> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
>
> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
>
> > This is great, I love it. Thank you for doing this.

On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
>
> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
>
> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
>
> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
>
> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
>
> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that "the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."
>
> "Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,
>
> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
>
> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
>
> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
>
> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
>
> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
>
> Julianne has a short window to receive comments (especially desired from the medical experts).

Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.

There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.

Thanks,

Richard L. Mast, Esq.*
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www.KelseyCoalition.org

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www.KelseyCoalition.org

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Sent: 2/22/2020 10:56:45 AM
To: "Kelsey Coalition" <kelseycoalition@gmail.com>
Cc: "Julianne Young" <juliannehyoung@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Katherineâ€™s point gets at the heart of what transgenderism is really about: State tyranny.

Thereâ€™s no medical test to diagnose transgender because no one is born in the wrong body; no one is born transgender. It is a lie. And we are talking about the State forcing ALL citizens to participate in that lie.

Sent from my iPhone

> On Feb 22, 2020, at 1:36 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>
> ï»¿
> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is **the state compelling an unwilling party to party to that legal fiction**...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>
> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>
> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>
>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20

If any of you are on twitter, please retweet. Thank you! -K

On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>
> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>
> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>
> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>
> Counter arguments I am considering include:
>
> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>
> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>
> I would sincerely appreciate legal feedback and suggestions.
>
> Julianne Young

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> > > > My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
> > > >
> > > > Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
> > > >
> > > > They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
> > > >
> > > > They raised some good questions regarding (5) though:
> > > >
> > > > 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
> > > >
> > > > 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?

The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!

Representative Young

On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>
> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
>
> > The comment was re SEGM language; I second the motion to stay away from â€œseparate but equal.â€ â€œDifferential treatmentâ€ is fine.
> >
> > **Richard L. Mast, Esq.***
> > *Senior Litigation Counsel*
> > **Liberty Counsel**
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> >
> > **From:** Julianne Young <juliannehyoung@gmail.com>
> > **Sent:** Wednesday, February 5, 2020 12:05 PM
> > **To:** Richard Mast <RMast@LC.org>
> > **Subject:** Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
> >
> > Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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> > > I think that works.
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> > > **Richard L. Mast, Esq.***
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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Wednesday, February 5, 2020 10:18 AM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:

> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
>
> of* unintended medical harm, and will greatly impede medical research.

However, I'm not sure addresses your fundamental concern.

On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:

> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or â€œnon-binary,â€ and perhaps have a conversation with them to that effect.
>
> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other sideâ€™s language frames the debate, we lose.

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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.

Thank you for your help in ironing out these final wrinkles.

Representative Young

On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

> Gee Whiz!
>
> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turnerâ€™s Syndrome, Klinefelterâ€™s Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
>
> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
>
> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
>
> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!
>
> I feel better.
>
> BH
>
> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>
> > Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.

My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.

Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC

On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:

> This is great, I love it. Thank you for doing this.
>
> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
>>
>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
>>
>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
>>
>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
>>
>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
>>
>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.â€
>>
>> â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a known fact; and,
>>
>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,

Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.

The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and

Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,

Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
>
> Julianne has a short window to receive comments (especially desired from the medical experts).
>
> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
>
> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
>
> Thanks,

Richard L. Mast, Esq.*
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www.KelseyCoalition.org

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www.KelseyCoalition.org

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The Kelsey Coalition

Working to change the systems that failed our kids

www.KelseyCoalition.org

From: Mary McAlister
Sent: 2/22/2020 11:14:17 AM
To: "Kelsey Coalition" <kelseycoalition@gmail.com>
Cc: "Julianne Young" <juliannehyoung@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.

Mary E. McAlister, Esq.
Senior Litigation Counsel
Child & Parental Rights Campaign
P.O. Box 637
Monroe, VA 24574
434 610-0873
mmcalister@childparentrights.org
childparentrights.org

On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is **the state compelling an unwilling party to party to that legal fiction**...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>
> Haven't had a chance to watch the hearing, but was this argument part of the testimony?

On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> > Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."

FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20

If any of you are on twitter, please retweet. Thank you! -K

On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>
> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>
> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>
> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>
> Counter arguments I am considering include:
>
> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>
> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>
> I would sincerely appreciate legal feedback and suggestions.
>
> Julianne Young

On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>
> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
> >
> > On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > Hello all,
> > >
> > > I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
> > >
> > > Julianne Young
> > >
> > > On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > And one last document-- This is an op-ed/ press statement if it passes muster:
> > > > https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
> > > >
> > > > Feel free to comment on it and mark it up.
> > > >
> > > > On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > >
> > > > > Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
> > > > >
> > > > > https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
> > > > >
> > > > > On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > >
> > > > > > Dear Friends,
> > > > > >
> > > > > > Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
> > > > > >
> > > > > > Julianne Young
> > > > > >
> > > > > > On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > > >
> > > > > > > Any last comments are invited. We'll RS at the end of the day.

On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>
> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > And with one more small change in (4) as recommended by ADF.
> >
> > On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
> >
> > On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
> > >
> > > Thoughts on this idea?
> > >
> > > On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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> > > > 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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> > > > The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you

to those who are providing review on this!

Representative Young

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> >
> > **Richard L. Mast, Esq.***
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Sent: Wednesday, February 5, 2020 10:18 AM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

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> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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> of* unintended medical harm, and will greatly impede medical research.

However, I'm not sure addresses your fundamental concern.

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> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
>
> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.

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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.

Thank you for your help in ironing out these final wrinkles.

Representative Young

On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

Gee Whiz!

Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.

Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.

Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"

Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!

Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!

I feel better.

BH

On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
>
> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify

themselves.

Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC

On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:

> This is great, I love it. Thank you for doing this.
>
> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
> >
> > The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
> >
> > The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
> >
> > Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
> >
> > The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
> >
> > The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
> >
> > “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
> >
> > Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
> >
> > Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
> >
> > The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and

Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,

Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
>
> Julianne has a short window to receive comments (especially desired from the medical experts).
>
> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
>
> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
>
> Thanks,

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www.KelseyCoalition.org

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www.KelseyCoalition.org

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The Kelsey Coalition

Working to change the systems that failed our kids

www.KelseyCoalition.org

From: Michelle Cretella
Sent: 2/22/2020 11:48:25 AM
To: "Mary McAlister" <mmcalister@childparentrights.org>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Julianne Young" <juliannehyoung@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:

> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>
> > Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is **the state compelling an unwilling party to party to that legal fiction**...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
> >
> > Haven't had a chance to watch the hearing, but was this argument part of the testimony?
> >
> > On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >
> > > Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are

changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."

FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20

If any of you are on twitter, please retweet. Thank you! -K

On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>
> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>
> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>
> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>
> Counter arguments I am considering include:
>
> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>
> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically

speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.

I would sincerely appreciate legal feedback and suggestions.

Julianne Young

On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>
> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
> >
> > On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > Hello all,
> > >
> > > I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
> > >
> > > Julianne Young
> > >
> > > On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > And one last document-- This is an op-ed/ press statement if it passes muster:
> > > > https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
> > > >
> > > > Feel free to comment on it and mark it up.
> > > >
> > > > On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > > Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
> > > > >
> > > > > https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
> > > > >
> > > > > On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > > > Dear Friends,
> > > > > >
> > > > > > Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I

will post ASAP.

Julianne Young

On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> Any last comments are invited. We'll RS at the end of the day.
>
> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > And one more small change from our attorney general in 39-245A (1) (iv) and (v).
> >
> > On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > And with one more small change in (4) as recommended by ADF.
> > >
> > > On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
> > >
> > > On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
> > > >
> > > > Thoughts on this idea?
> > > >
> > > > On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > > My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
> > > > >
> > > > > Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
> > > > >
> > > > > They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
> > > > >
> > > > > They raised some good questions regarding (5) though:
> > > > >
> > > > > 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.

2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?

The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!

Representative Young

On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>
> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
>
> > The comment was re SEGM language; I second the motion to stay away from "separate but equal." "Differential treatment" is fine.
> >
> > **Richard L. Mast, Esq.***
> > *Senior Litigation Counsel*
> > **Liberty Counsel**
> > PO Box 540774
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> > *Licensed in Virginia
> >
> > **From:** Julianne Young <juliannehyoung@gmail.com>
> > **Sent:** Wednesday, February 5, 2020 12:05 PM
> > **To:** Richard Mast <RMast@LC.org>
> > **Subject:** Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
> >
> > Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
> >
> > On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
> >
> > > I think that works.
> > >
> > > **Richard L. Mast, Esq.***

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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Wednesday, February 5, 2020 10:18 AM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:

> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
>
> of* unintended medical harm, and will greatly impede medical research.

However, I'm not sure addresses your fundamental concern.

On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:

> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
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> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.
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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.

Thank you for your help in ironing out these final wrinkles.

Representative Young

On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

> Gee Whiz!
>
> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
>
> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
>
> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
>
> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!
>
> I feel better.
>
> BH
>
> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>
> > Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.

My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.

Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC

On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:

> This is great, I love it. Thank you for doing this.
>
> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
>>
>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
>>
>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
>>
>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
>>
>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
>>
>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
>>
>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
>>
>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,

Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.

The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and

Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,

Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
>
> Julianne has a short window to receive comments (especially desired from the medical experts).
>
> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
>
> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
>
> Thanks,
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
> **Liberty Counsel**
> PO Box 540774
> Orlando, FL 32854
> (407) 875-1776 phone
> (407) 875-0770 fax
> LC.org
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> *Licensed in Virginia
>
> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from

email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.

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www.KelseyCoalition.org

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www.KelseyCoalition.org

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The Kelsey Coalition

www.KelseyCoalition.org

From: Kelsey Coalition
Sent: 2/22/2020 1:25:05 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>, "Julianne Young" <juliannehyoung@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James
>
> On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
>
> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements

which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
>>>>
>>>>
>>>>
>>>>
>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:

>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the

appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>> Liberty Counsel

>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
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>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>

>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>>>

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>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely

appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>   “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>   Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia

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Sent: 2/22/2020 1:50:38 PM
To: "Kelsey Coalition" <kelseycoalition@gmail.com>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Julianne Young" <juliannehyoung@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Yes. This must be personalized!
Stories - not facts - move people to act!

Sent from my iPhone

> On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>
> ï»¿
> Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
>
> Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
>
> On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>>
>> James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:

>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).

>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>
>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>
>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>> Representative Young

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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from â€œseparate but equal.â€ â€œDifferential treatmentâ€ is fine.
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>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>> I think that works.

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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by
Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than
a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex
and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or â€œnon-binary,â€ and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other sideâ€™s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turnerâ€™s Syndrome, Klinefelterâ€™s Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.â€

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>>>>>>>>>>>>>>>>>>>>>>>> â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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www.KelseyCoalition.org

From: Julianne Young
Sent: 3/4/2020 6:44:18 AM
To: "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.

On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:

> Yes. This must be personalized!
> Stories - not facts - move people to act!
>
> Sent from my iPhone
>
> > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >
> > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> >
> > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> >
> > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> >> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
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>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the

House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.

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>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young

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>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>
>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>
>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>
>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we

need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:

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>>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and

female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
>>>>>>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
>>>>>>>>>>>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>   “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>   Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.

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>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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Attachment:

From: Julianne Young
Sent: 3/4/2020 7:49:11 AM
To: "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Attachments: Attorney General Opinion.pdf

I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.

On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
>
> On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
>
> > Yes. This must be personalized!
> > Stories - not facts - move people to act!
> >
> > Sent from my iPhone
> >
> > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > >
> > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > >
> > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:

> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:

>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:

>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely

undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>

>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>
>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>
>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>
>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>
>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>
>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>>>>>>>>>>
>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
>>>>>>>>>>
>>>>>>>>>> They raised some good questions regarding (5) though:

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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.

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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by
Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather
than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!

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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined

category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that "the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."
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>>>>>>>>>>>>>>>>>>>>>>>   "Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>   Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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From: Julianne Young
Sent: 3/5/2020 7:13:37 AM
To: "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

It has been confirmed that we will get a hearing toward the beginning of next week.

On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
>
> On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> >
> > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > Yes. This must be personalized!
> > > Stories - not facts - move people to act!
> > >
> > > Sent from my iPhone
> > >
> > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > >
> > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > >
> > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-

gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:

> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>

>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the

conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,

>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
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>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which

thing is in response to what.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by
Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather
than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
>>>>>>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological

distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that "the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."
>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>   "Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>   Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> All,

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>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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From: Julianne Young
Sent: 3/14/2020 6:51:43 AM
To: "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> It has been confirmed that we will get a hearing toward the beginning of next week.
>
> On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> >
> > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > >
> > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > > Yes. This must be personalized!
> > > > Stories - not facts - move people to act!
> > > >
> > > > Sent from my iPhone
> > > >
> > > >
> > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James
>
> On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
>
> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>
> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> >
> > Mary E. McAlister, Esq.
> > Senior Litigation Counsel
> > Child & Parental Rights Campaign
> > P.O. Box 637
> > Monroe, VA 24574
> > 434 610-0873
> > mmcalister@childparentrights.org
> > childparentrights.org
> >
> > On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal

fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
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>>>> Counter arguments I am considering include:

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>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
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>>>> I would sincerely appreciate legal feedback and suggestions.
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>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeOrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>

>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>
>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Dear Friends,
>>>>>>>>>
>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>
>>>>>>>>> Julianne Young
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>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>
>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.

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>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:

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>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or

“non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety,

including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia

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From: Julianne Young
Sent: 3/17/2020 5:34:09 AM
To: "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.

Julianne Young

On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
>
> On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > It has been confirmed that we will get a hearing toward the beginning of next week.
> >
> > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> > >
> > > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > > >
> > > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > > > Yes. This must be personalized!
> > > > > Stories - not facts - move people to act!

Sent from my iPhone

> On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>
> Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
>
> Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
>
> On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James
>
> On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
>
> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>
> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> >
> > Mary E. McAlister, Esq.
> > Senior Litigation Counsel
> > Child & Parental Rights Campaign

> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the

Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>

>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a

court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>> Orlando, FL 32854

>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>

>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:

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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our

legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,

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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel

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www.KelseyCoalition.org

From: Julianne Young
Sent: 3/19/2020 8:19:17 AM
To: "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House)

will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.

On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
>
> On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > Yes. This must be personalized!
> > Stories - not facts - move people to act!
> >
> > Sent from my iPhone
> >
> > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >
> > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> >
> > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> >
> > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > >
> > > James
> > >
> > > On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
> > >
> > > But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of

insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.

>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>>
>>>>
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance

industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have

incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:

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>>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> I think that works.
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel

>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup

<davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
>>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.

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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

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>>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.

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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>>   “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.

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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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www.KelseyCoalition.org

From: Dr. Fred Deutsch
Sent: 3/19/2020 11:32:48 AM
To: "Julianne Young" <juliannehyoung@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: RE: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. â€“ Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:

Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> It has been confirmed that we will get a hearing toward the beginning of next week.
>
> On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> >
> > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > >
> > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > >
> > > > Yes. This must be personalized!
> > > > Stories - not facts - move people to act!
> > > >
> > > > Sent from my iPhone
> > > >
> > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > >
> > > > ï»¿
> > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > >
> > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> > > >
> > > > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > >
> > > > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > > > >
> > > > > James
> > > > >
> > > > > On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
> > > > >
> > > > > But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material

statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
>>>>
>>>>
>>>>
>>>>
>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.

>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>> Representative Young
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>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from â€œseparate but equal.â€ â€œDifferential treatmentâ€ is fine.
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>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>> LC.org
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>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or â€œnon-binary,â€ and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other sideâ€™s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical

authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turnerâ€™s Syndrome, Klinefelterâ€™s Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary?
~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.â€
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>>>>>>>>>>>>>>>>>>>>>>>> â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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www.KelseyCoalition.org

Attachment:

From: Margaret Clarke
Sent: 3/19/2020 12:17:11 PM
To: "Dr. Fred Deutsch" <drfred@deutschclinic.com>
Cc: "Julianne Young" <juliannehyoung@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Mast Richard" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Kaycee Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Attachments: image004.jpg

Dear Fred,

Please do not say that the South Dakota effort failed!!

You successfully inspired, encouraged and counseled numerous VCAP efforts around the country. You brought together the brightest most experienced professions from coast to coast to sacrificially and generously provide numerous white papers to persuade reticent legislators. You established the ideal witness list that we are all still following in our individual states. You lead the way with creative media efforts that each of us have tailored to our individual states and speakers. Your sacrifice of time, energy and resources was the epitome of servant leadership. Your courage to confront this growing abomination in spite of the attacks has fortified many other witnesses and legislative sponsors who have been attached knowing that you have gone before us. And, most importantly you connected us all to each other.

This is just beginning.

Thank you Fred, et. All.

Margaret Clarke, General Counsel
Eagle Forum of Alabama
Leading the pro-family movement since 1972
205.879.7096 office
205.587.5166 cell
margaretclarke317@icloud.com
www.eagleforum.org

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On Mar 19, 2020, at 2:32 PM, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. - Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: governor@gov.idaho.gov

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.

Julianne Young

On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting

to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
It has been confirmed that we will get a hearing toward the beginning of next week.

On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.

On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.

On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
Yes. This must be personalized!
Stories - not facts - move people to act!

Sent from my iPhone

On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by

animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies.

When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!

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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo:
Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by
Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language
from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in
response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>> *Licensed in Virginia

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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>

>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner’s Syndrome, Klinefelter’s Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”
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>>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>   “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>   Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax

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Attachment:

Sent: 3/19/2020 12:31:14 PM

To: "'Margaret Clarke'" <margaretclarke317@icloud.com>, "'Dr. Fred Deutsch'" <drfred@deutschclinic.com>

Cc: "'Julianne Young'" <juliannehyoung@gmail.com>, "'Michelle Cretella'" <drmcretella@gmail.com>, "'Katherine Cave'" <kelseycoalition@gmail.com>, "'James Shupe (Formerly Jamie Shupe)'" <jamie.shupe@yahoo.com>, "'Mary McAlister'" <mmcalister@childparentrights.org>, "'Natasha Chart'" <natasha.chart@gmail.com>, "'Mast Richard'" <RMast@lc.org>, "'Steve Smith'" <steve@stevesmithlaw.com>, "'David Pickup'" <davidpickuplmft@gmail.com>, "'McCaleb Gary'" <mccgsm@gmail.com>, "'Glenn Ridder'" <glenn.ridder@outlook.com>, "'Horvath Hacsi'" <birdcatcher9@yahoo.com>, "'Laidlaw Michael'" <mike@drlaidlaw.com>, "'Jane Robbins'" <rlrobb123@gmail.com>, "'Patrick Lappert'" <patrick@lappertplasticsurgery.com>, "'MD Paul Hruz PhD'" <hruz_p007@att.net>, "'Matt Sharp'" <msharp@adflegal.org>, "'McHugh Paul'" <pmchugh1@jhmi.edu>, "'Monique Robles MD'" <pamosa27@comcast.net>, "'Quentin Van Meter'" <kidendo@comcast.net>, "'Brooks Roger'" <rbrooks@adflegal.org>, "'Timothy Millea MD'" <TMillea@qcora.com>, "'Vernadette Broyles'" <vbroyles@childparentrights.org>, "'Kaycee Heyer'" <waltsbook@yahoo.com>, "'William Malone'" <malone.will@gmail.com>, "'Scott, Greg'" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov

Subject: RE: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Attachments: image001.jpg

Amen and Amen, Margaret.Â
Thanks to one and all and awaiting further marching orders from the good Lord in His timing.
Blessings,
Eunie

From: Margaret Clarke <margaretclarke317@icloud.com>
Sent: Thursday, March 19, 2020 3:17 PM
To: Dr. Fred Deutsch <drfred@deutschclinic.com>
Cc: Julianne Young <juliannehyoung@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; Katherine Cave <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Mast Richard <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; McCaleb Gary <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Laidlaw Michael <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Patrick Lappert <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Brooks Roger <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Kaycee Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Dear Fred,

Please do not say that the South Dakota effort failed!!

You successfully inspired, encouraged and counseled numerous VCAP efforts around the country. You brought together the brightest most experienced professions from coast to coast to sacrificially and generously provide numerous white papers to persuade reticent legislators. You established the ideal witness list that we are all still following in our individual states. You lead the way with creative media efforts that each of us have tailored to our individual states and speakers. Your sacrifice of time, energy and resources was the epitome of servant leadership. Your courage to confront this growing abomination in spite of the attacks has fortified many other witnesses and legislative sponsors who have been attached knowing that you have gone before us. And, most importantly you connected us all to each other.

This is just beginning.

Thank you Fred, et. All.

Margaret Clarke, General Counsel

Eagle Forum of Alabama
Leading the pro-family movement since 1972
205.879.7096 office
205.587.5166 cell
margaretclarke317@icloud.com
www.eagleforum.org

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On Mar 19, 2020, at 2:32 PM, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. â€“ Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: governor@gov.idaho.gov

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.

Julianne Young

On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of

leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
It has been confirmed that we will get a hearing toward the beginning of next week.

On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.

On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.

On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
Yes. This must be personalized!
Stories - not facts - move people to act!

Sent from my iPhone

On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

ï»¿
Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign

> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
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>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young

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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
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>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!

>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from â€œseparate but equal.â€ â€œDifferential treatmentâ€ is fine.
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>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short

window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or â€œnon-binary,â€ and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other sideâ€™s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turnerâ€™s Syndrome, Klinefelterâ€™s Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
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>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC

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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome

evidence, but also in other areas of medical research.â€
>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>> â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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From: Julianne Young
Sent: 3/23/2020 11:20:31 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.

On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Fred,
>
> I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
>
> Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
>
> In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
>
> So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.
>
> For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com
>
> I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:

It has been confirmed that we will get a hearing toward the beginning of next week.

On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
>
> On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> >
> > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> >
> > > Yes. This must be personalized!
> > >
> > > Stories - not facts - move people to act!
> > >
> > > Sent from my iPhone
> > >
> > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > >
> > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > >
> > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> > >
> > > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > >
> > > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > > >
> > > > James
> > > >
> > > > On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
> > > >
> > > > But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
> > > >
> > > > On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:

> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
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>>>> Counter arguments I am considering include:
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>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young

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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>> Hello Richard– just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>> LC.org
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>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary?
~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
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>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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www.KelseyCoalition.org

From: Julianne Young
Sent: 3/24/2020 6:18:16 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!

On Mon, Mar 23, 2020 at 1:20 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.
>
> On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> > Fred,
> >
> > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
> >
> > Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
> >
> > In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
> >
> > So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> It has been confirmed that we will get a hearing toward the beginning of next week.
>
> On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> >
> > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > >
> > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > >
> > > > Yes. This must be personalized!
> > > >
> > > > Stories - not facts - move people to act!
> > > >
> > > > Sent from my iPhone
> > > >
> > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > >
> > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > >
> > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> > > >
> > > > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > >
> > > > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > > > >
> > > > > James
> > > > >
> > > > > On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.

>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive

determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex

negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>> Gee Whiz!

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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this – something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary?
~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some

additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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www.KelseyCoalition.org

From: Julianne Young
Sent: 3/24/2020 6:18:37 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Thanks for this James! I will post it!

On Tue, Mar 24, 2020 at 7:54 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Julianne,
>
> Men dying far more often the women from Covid-19 and the need to track such health issues can be used as another talking point for your birth cert bill.
>
> Here's why the coronavirus may be killing more men than women. The US should take note
>
> 
>
>
> Blessings,
>
> James

On Monday, March 23, 2020, 03:21:18 PM EDT, Julianne Young <juliannehyoung@gmail.com> wrote:

One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.

On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

Fred,

I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.

Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.

In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.

So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> > > >
> > > > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > >
> > > > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > > > >
> > > > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > > >
> > > > > > Yes. This must be personalized!
> > > > > >
> > > > > > Stories - not facts - move people to act!
> > > > > >
> > > > > > Sent from my iPhone
> > > > > >
> > > > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > > > >
> > > > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > > > >
> > > > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
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On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James
>
>
>
> On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
>
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>
>
> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>
> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> >
> > Mary E. McAlister, Esq.
> > Senior Litigation Counsel
> > Child & Parental Rights Campaign
> > P.O. Box 637
> > Monroe, VA 24574
> > 434 610-0873
> > mmcalister@childparentrights.org
> > childparentrights.org
> >
> > On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
> >>
> >> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
> >>
> >>
> >>
> >> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
> >>>
> >>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
> >>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
> >>>
> >>> If any of you are on twitter, please retweet. Thank you! -K
> >>>
> >>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
> >>>>
> >>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
> >>>>
> >>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her

testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>

>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>
>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>
>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>
>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>> Representative Young
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>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>> Liberty Counsel
>>>>>>>>>> PO Box 540774

>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!

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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this – something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary?
~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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The Kelsey Coalition

www.KelseyCoalition.org

From: Julianne Young
Sent: 3/27/2020 4:26:34 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.

Julianne Young

On Tue, Mar 24, 2020 at 8:18 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
>
> On Mon, Mar 23, 2020 at 1:20 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.
> >
> > On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> >
> > > Fred,
> > >
> > > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
> > >
> > > Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the

creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.

In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.

So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.

Julianne Young

On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
>
> On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > It has been confirmed that we will get a hearing toward the beginning of next week.
> >
> > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> > >
> > > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > > >
> > > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > >
> > > > > Yes. This must be personalized!
> > > > >
> > > > > Stories - not facts - move people to act!
> > > > >
> > > > > Sent from my iPhone
> > > > >
> > > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > > >
> > > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > > >
> > > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> > > > >
> > > > > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.

>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.

>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>
>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>
>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>
>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>
>>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>>
>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>
>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>>>>>>>>>>>
>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
>>>>>>>>>>>
>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
>>>>>>>>>>>
>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>
>>>>>>>>>>> Representative Young
>>>>>>>>>>>
>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>
>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>
>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
>>>>>>>>>>>
>>>>>>>>>>>
>>>>>>>>>>>
>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>> PO Box 540774
>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>> LC.org

>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>> I think that works.
>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of

thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM

>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this – something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary?
~KC
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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From: Julianne Young
Sent: 3/27/2020 10:27:37 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.
208-334-2100 | *governor@gov.idaho.gov*

Julianne Young

From: Arthur Schaper <Arthur@massresistance.org>
Sent: Friday, March 27, 2020 10:32 AM
To: Representative Julianne Young <JYoung@house.idaho.gov>
Subject: Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Hey Julianne:

This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.

We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governor's desk there *right now*.

That's right—while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance he'll veto. But we're not leaving this up to chance: We're running online ads into Idaho right now, activating Idahoans to call for his veto. And we're coordinating local businesses to call for a veto too.

Idaho's Governor has until the middle of next week to veto. If you're able, and if you've already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the country—and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some haven't. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what matters—containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

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If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
> >
> > On Mon, Mar 23, 2020 at 1:20 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.
> > >
> > > On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > > Fred,
> > > >
> > > > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
> > > >
> > > > Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
> > > >
> > > > In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
> > > >
> > > > So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:

Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> It has been confirmed that we will get a hearing toward the beginning of next week.
>
> On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> >
> > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > >
> > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > >
> > > > Yes. This must be personalized!
> > > >
> > > > Stories - not facts - move people to act!
> > > >
> > > > Sent from my iPhone
> > > >
> > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > >
> > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > >
> > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> > > >
> > > > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > >
> > > > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > > > >
> > > > > James
> > > > >
> > > > > On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
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>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
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>>>> Counter arguments I am considering include:
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>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
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>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including

on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
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>>>> I would sincerely appreciate legal feedback and suggestions.
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>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
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>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
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>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
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>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am

sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

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>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:

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>>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.

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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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www.KelseyCoalition.org

From: Julianne Young
Sent: 3/30/2020 4:26:36 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Dear Friends,

I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!

With love and gratitude,
Julianne Young

On Fri, Mar 27, 2020 at 12:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> **Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.**
> *208-334-2100 | governor@gov.idaho.gov*
>
> Julianne Young
>
> **From:** Arthur Schaper <Arthur@massresistance.org>
> **Sent:** Friday, March 27, 2020 10:32 AM
> **To:** Representative Julianne Young <JYoung@house.idaho.gov>
> **Subject:** Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth
>
> Hey Julianne:
>
> This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.
>
> We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.
>
> Arthur Schaper, Organization Director
> Website: MassResistance.org
> Email: arthur@massresistance.org

(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governor's desk there *right now*.

That's right—while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance he'll veto. But we're not leaving this up to chance: We're running online ads into Idaho right now, activating Idahoans to call for his veto. And we're coordinating local businesses to call for a veto too.

Idaho's Governor has until the middle of next week to veto. If you're able, and if you've already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the country—and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some haven't. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what matters—containing the virus, increasing testing, bolstering the economy, helping families, and ensuring

children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

LIKE FOLLOW DONATE

FreedomforAllAmericans.org
If your name has changed, click here to update it.
If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
> >
> > On Mon, Mar 23, 2020 at 1:20 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.
> > >
> > > On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > > Fred,
> > > >
> > > > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
> > > >
> > > > Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't

against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.

In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.

So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> > > >
> > > > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > >
> > > > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > > > >
> > > > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > > >
> > > > > > Yes. This must be personalized!
> > > > > >
> > > > > > Stories - not facts - move people to act!
> > > > > >
> > > > > > Sent from my iPhone
> > > > > >
> > > > > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > > > > >
> > > > > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > > > > >
> > > > > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
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On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James
>
>
>
> On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
>
>
>
>
> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>
> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> >
> > Mary E. McAlister, Esq.
> > Senior Litigation Counsel
> > Child & Parental Rights Campaign
> > P.O. Box 637
> > Monroe, VA 24574
> > 434 610-0873
> > mmcalister@childparentrights.org
> > childparentrights.org
> >
> > On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
> >>
> >> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
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> >> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
> >>>
> >>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
> >>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
> >>>
> >>> If any of you are on twitter, please retweet. Thank you! -K
> >>>
> >>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
> >>>>
> >>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
> >>>>
> >>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW

in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
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>>>> Counter arguments I am considering include:
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>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
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>>>> I would sincerely appreciate legal feedback and suggestions.
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>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young

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>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>
>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>
>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>
>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>> Orlando, FL 32854

>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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www.KelseyCoalition.org

Sent: 3/30/2020 4:29:03 PM
To: "Julianne Young" <juliannehyoung@gmail.com>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Congratulations!

Sent from my iPhone

On Mar 30, 2020, at 8:26 PM, Julianne Young <juliannehyoung@gmail.com> wrote:

ï»¿
Dear Friends,

I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!

With love and gratitude,
Julianne Young

On Fri, Mar 27, 2020 at 12:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> **Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.**
> *208-334-2100 | governor@gov.idaho.gov*
>
> Julianne Young
>
> **From:** Arthur Schaper <Arthur@massresistance.org>
> **Sent:** Friday, March 27, 2020 10:32 AM
> **To:** Representative Julianne Young <JYoung@house.idaho.gov>
> **Subject:** Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth
>
> Hey Julianne:

This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.

We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governorâ€™s desk there *right now*.

Thatâ€™s rightâ€”while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance heâ€™ll veto. But weâ€™re not leaving this up to chance: Weâ€™re running online ads into Idaho right now, activating Idahoans to call for his veto. And weâ€™re coordinating local businesses to call for a veto too.

Idahoâ€™s Governor has until the middle of next week to veto. If youâ€™re able, and if youâ€™ve already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the countryâ€”and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some havenâ€™t. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what mattersâ€”containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

LIKE FOLLOW DONATE

FreedomforAllAmericans.org
If your name has changed, click here to update it.
If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
> >
> > On Mon, Mar 23, 2020 at 1:20 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.
> > >
> > > On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > > Fred,

I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.

Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.

In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.

So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. â€“ Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> > > >
> > > > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > >
> > > > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > > > >
> > > > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > > >
> > > > > > Yes. This must be personalized!
> > > > > >
> > > > > > Stories - not facts - move people to act!
> > > > > >
> > > > > > Sent from my iPhone
> > > > > >
> > > > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

ï»¿

Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James
>
> On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
>
> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>
> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> >
> > Mary E. McAlister, Esq.
> > Senior Litigation Counsel
> > Child & Parental Rights Campaign
> > P.O. Box 637
> > Monroe, VA 24574
> > 434 610-0873
> > mmcalister@childparentrights.org
> > childparentrights.org
> >
> > On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
> >>
> >> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
> >>
> >>
> >>
> >> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
> >>>

>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>>
>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-

NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
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>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!

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>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from â€œseparate but equal.â€ â€œDifferential treatmentâ€ is fine.
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>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or â€œnon-binary,â€ and perhaps have a conversation with them to that effect.

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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other sideâ€™s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turnerâ€™s Syndrome, Klinefelterâ€™s Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
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>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based

Gender Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.â€
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>>>>>>>>>>>>>>>>>>>>>>> â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*

>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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The Kelsey Coalition

www.KelseyCoalition.org

From: QUENTIN VAN METER
Sent: 3/30/2020 5:23:02 PM
To: "Julianne Young" <juliannehyoung@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

God is with us!

Quentin

> On March 30, 2020 at 8:26 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> Dear Friends,
>
> I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!
>
> With love and gratitude,
> Julianne Young
>
> On Fri, Mar 27, 2020 at 12:27 PM Julianne Young < juliannehyoung@gmail.com> wrote:
>
> **Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.**
> *208-334-2100 | governor@gov.idaho.gov*
>
> Julianne Young
>
> **From:** Arthur Schaper <Arthur@massresistance.org>
> **Sent:** Friday, March 27, 2020 10:32 AM
> **To:** Representative Julianne Young <JYoung@house.idaho.gov>
> **Subject:** Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth
>
> Hey Julianne:
>
> This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.

We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governorâ€™s desk there *right now*.

Thatâ€™s rightâ€”while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance heâ€™ll veto. But weâ€™re not leaving this up to chance: Weâ€™re running online ads into Idaho right now, activating Idahoans to call for his veto. And weâ€™re coordinating local businesses to call for a veto too.

Idahoâ€™s Governor has until the middle of next week to veto. If youâ€™re able, and if youâ€™ve already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the countryâ€”and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some havenâ€™t. And when the pandemic is

contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what mattersâ€"containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

LIKE FOLLOW DONATE

FreedomforAllAmericans.org
If your name has changed, click here to update it.
If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young < juliannehyoung@gmail.com> wrote:

> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young < juliannehyoung@gmail.com> wrote:
>
> > My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
> >
> > On Mon, Mar 23, 2020 at 1:20 PM Julianne Young < juliannehyoung@gmail.com> wrote:
> >
> > > One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has

until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.

On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Fred,
>
> I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
>
> Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
>
> In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
>
> So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.
>
> For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com
>
> I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.
>
> Blessings,
>
> James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch < drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. â€“ Fred Deutsch, South Dakota

Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.

On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
>
> On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> >
> > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> >
> > > Yes. This must be personalized!
> > >
> > > Stories - not facts - move people to act!
> > >
> > > Sent from my iPhone
> > >
> > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > >
> > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > >
> > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>
> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying

pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
>
mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her

permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>>
https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's

impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.

>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
>>>>
>>>>
>>>>
>>>>
>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>

>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday.
Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit

>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll

RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>
>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>
>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>
>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or

female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>
Thoughts on this idea?
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> They

raised some good questions regarding (5) though:
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
Representative Young
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
The comment was re SEGM language; I second the motion to stay away from â€œseparate but equal.â€

â€œDifferential treatmentâ€ is fine.
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>
Liberty Counsel
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PO Box 540774
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*Licensed in Virginia
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From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>
Hello Richard– just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
On Wed, Feb 5, 2020 at 9:52 AM Richard Mast

<RMast@lc.org> wrote:
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> I think that works.
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>
Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>
Liberty Counsel
>>>>>>>>>>>>>>>>>>>>
PO Box 540774
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Orlando, FL 32854
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(407) 875-1776 phone
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(407) 875-0770 fax
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LC.org
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Offices in DC, FL, and VA
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*Licensed in Virginia
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From: Julianne Young <juliannehyoung@gmail.com>
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Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>>
To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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of* unintended medical harm, and will greatly impede medical research.
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However, I'm not sure addresses your fundamental concern.
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On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@Jc.org> wrote:

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I agree with removing the
SEGM quote from the
findings. I do not know if the
Society for Evidenced
Based Gender Medicine is
on our side, to where the
quote can be changed, or
not. If they testify, and are
on our side, I would be very
wary of them saying
anything regarding TG, CG
or â€œnon-binary,â€ and
perhaps have a conversation
with them to that effect.
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I would not want to see
anyone on our side
intentionally put those terms
into the record. Using them
surrenders the language.
Language frames the
debate. If the other
sideâ€™s language frames
the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>
Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>
Liberty Counsel
>>>>>>>>>>>>>>>>>>>>
PO Box 540774
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Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>
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(407) 875-0770 fax
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LC.org
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Offices in DC, FL, and VA
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*Licensed in Virginia
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From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>
Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>
To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>;

Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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They have raised 2 other good questions:
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1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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I am attaching the current (final) draft :) for your comment.
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Thank you for your help in ironing out these final wrinkles.
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Representative Young
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On Tue, Feb 4, 2020 at 9:08
AM Bernard Hudson
<loyolamd82@gmail.com>
wrote:
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> Gee Whiz!
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> Humans are the only living
species of Homo Sapiens.
Given that fact, we are male
and female, there is no
other. We are mammals,
giving birth, carrying a XX or
an XY, female or male.
Otherwise, a bizarre
abnormality results in a
state of disease:
 Turnerâ€™s Syndrome,
Klinefelterâ€™s Syndrome,
etc.
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> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
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> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with

the rigamarole and talk to
me now!
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> Throw out words or
phrases that have have
shifting definitions, political
realms, identity's
unscientific, and whims and
notions that are NEVER
studied in science. Never!
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> I feel better.
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> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>> Will, could SEGM consider rewording this – something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>> This is great, I love it. Thank you for doing this.
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>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety,

including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender

Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.â€
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>>>> â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a known fact; and,
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>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@Ic.org> wrote:
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>>>>> All,
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>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate

protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>
>>>>> Richard L. Mast,
Esq.*
>>>>>>>>>>>>>>>>>>>>
>>>>> Senior Litigation
Counsel
>>>>>>>>>>>>>>>>>>>>
>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>
>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>
>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>
>>>>> (407) 875-1776
phone
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>>>>> (407) 875-0770 fax
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>>>>> LC.org
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>>>>> Offices in DC, FL,
and VA
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>>>>> *Licensed in Virginia
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>>>>> This message and
any attachment are
intended for the person to
whom it is addressed. If you
are not the intended
recipient, notify us
immediately by replying to
this message and deleting it
from your computer,
because any distribution of
this message by you is
strictly prohibited. Email
cannot be guaranteed
secure or error-free. We do
not accept responsibility for
errors that result from email
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expressed in this email are
solely those of the author
and do not necessarily
represent those of the
organization.
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From: Natasha Chart
Sent: 3/30/2020 5:57:13 PM
To: "Julianne Young" <juliannehyoung@gmail.com>
Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <greg.scott@heritage.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Wonderful news! Thank you for braving the storm.

On Mon, Mar 30, 2020 at 8:26 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> Dear Friends,
>
> I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!
>
> With love and gratitude,
> Julianne Young
>
> On Fri, Mar 27, 2020 at 12:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> **Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.**
> *208-334-2100 | governor@gov.idaho.gov*
>
> Julianne Young
>
> **From:** Arthur Schaper <Arthur@massresistance.org>
> **Sent:** Friday, March 27, 2020 10:32 AM
> **To:** Representative Julianne Young <JYoung@house.idaho.gov>
> **Subject:** Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth
>
> Hey Julianne:
>
> This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.
>
> We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governor's desk there *right now*.

That's right—while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance he'll veto. But we're not leaving this up to chance: We're running online ads into Idaho right now, activating Idahoans to call for his veto. And we're coordinating local businesses to call for a veto too.

Idaho's Governor has until the middle of next week to veto. If you're able, and if you've already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the country—and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some haven't. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what matters—containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

LIKE FOLLOW DONATE

FreedomforAllAmericans.org
If your name has changed, click here to update it.
If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
> >
> > On Mon, Mar 23, 2020 at 1:20 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.
> > >
> > > On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > > Fred,
> > > >
> > > > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
> > > >
> > > > Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if

you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.

In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.

So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> > > >
> > > > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > >
> > > > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > > > >
> > > > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > > >
> > > > > > Yes. This must be personalized!
> > > > > >
> > > > > > Stories - not facts - move people to act!
> > > > > >
> > > > > > Sent from my iPhone
> > > > > >
> > > > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > > > >
> > > > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > > > >
> > > > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
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On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James
>
>
>
> On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
>
>
>
>
> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>
> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> >
> > Mary E. McAlister, Esq.
> > Senior Litigation Counsel
> > Child & Parental Rights Campaign
> > P.O. Box 637
> > Monroe, VA 24574
> > 434 610-0873
> > mmcalister@childparentrights.org
> > childparentrights.org
> >
> > On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
> >>
> >> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
> >>
> >>
> >>
> >> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
> >>>
> >>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
> >>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
> >>>
> >>> If any of you are on twitter, please retweet. Thank you! -K
> >>>
> >>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
> >>>>
> >>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
> >>>>
> >>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her

testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on

plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>
>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>
>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>
>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>
>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>
>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>>>>>>>>>>
>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
>>>>>>>>>>
>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
>>>>>>>>>>
>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
>>>>>>>>>>
>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>
>>>>>>>>>> Representative Young
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@ic.org> wrote:
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>>>>>>>>>>
>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
>>>>>>>>>>
>>>>>>>>>>
>>>>>>>>>>
>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>> Senior Litigation Counsel

>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>> Hello Richard– just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> I think that works.
>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA

>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.

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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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Attachment:

Sent: 3/30/2020 6:09:51 PM

To: "'James Shupe (Formerly Jamie Shupe)'" <jamie.shupe@yahoo.com>, "'Julianne Young'" <juliannehyoung@gmail.com>, "'QUENTIN VAN METER'" <kidendo@comcast.net>

Cc: "'Michelle Cretella'" <drmcretella@gmail.com>, "'Dr. Fred Deutsch'" <drfred@deutschclinic.com>, "'Kelsey Coalition'" <kelseycoalition@gmail.com>, "'Mary McAlister'" <mmcalister@childparentrights.org>, "'Natasha Chart'" <natasha.chart@gmail.com>, "'Richard Mast'" <rmast@lc.org>, "'Steve Smith'" <steve@stevesmithlaw.com>, "'David Pickup'" <davidpickuplmft@gmail.com>, "'Gary McCaleb'" <mccgsm@gmail.com>, "'Glenn Ridder'" <glenn.ridder@outlook.com>, "'Horvath Hacsi'" <birdcatcher9@yahoo.com>, "'Michael Laidlaw'" <mike@drlaidlaw.com>, "'Jane Robbins'" <rlrobb123@gmail.com>, "'Lappert Patrick'" <patrick@lappertplasticsurgery.com>, "'MD Paul Hruz PhD'" <hruz_p007@att.net>, "'Margaret Clarke'" <margaretclarke317@icloud.com>, "'Matt Sharp'" <msharp@adflegal.org>, "'McHugh Paul'" <pmchugh1@jhmi.edu>, "'Monique Robles MD'" <pamosa27@comcast.net>, "'Roger Brooks'" <rbrooks@adflegal.org>, "'Timothy Millea MD'" <tmillea@qcora.com>, "'Vernadette Broyles'" <vbroyles@childparentrights.org>, "'Walt Heyer'" <waltsbook@yahoo.com>, "'William Malone'" <malone.will@gmail.com>, "'Scott, Greg'" <greg.scott@heritage.org>, sjvick@senate.idaho.gov

Subject: RE: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Attachments: ~WRD0001.jpg, image001.jpg

Praise God and thank your for your courage and hard work.
Eunie

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Monday, March 30, 2020 9:04 PM
To: Julianne Young <juliannehyoung@gmail.com>; QUENTIN VAN METER <kidendo@comcast.net>
Cc: Michelle Cretella <drmcretella@gmail.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; Kelsey Coalition <kelseycoalition@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <rmast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <tmillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <greg.scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Julianne,

Such wonderful news in otherwise dark times. I've been making a point to pray each day, asking that the Governor would sign these bills, and those prayers have now been answered. But stay strong, please, because a lot of hate will no doubt be coming your way as the problematic elements of the media feign outrage.

Blessings, and many thanks for all of your hard work and courage to pass this historic legislation.

James

On Monday, March 30, 2020, 09:23:10 PM EDT, QUENTIN VAN METER <kidendo@comcast.net> wrote:

God is with us!

Quentin

On March 30, 2020 at 8:26 PM Julianne Young <juliannehyoung@gmail.com> wrote:

Dear Friends,

I cannot thank you enough for your help and support! It is official– Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!

With love and gratitude,
Julianne Young

On Fri, Mar 27, 2020 at 12:27 PM Julianne Young < juliannehyoung@gmail.com> wrote:

Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.
208-334-2100 | governor@gov.idaho.gov

Julianne Young

From: Arthur Schaper <Arthur@massresistance.org>
Sent: Friday, March 27, 2020 10:32 AM
To: Representative Julianne Young <JYoung@house.idaho.gov>
Subject: Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

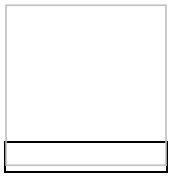
Hey Julianne:

This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.

We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth



Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governorâ€™s desk there *right now*.

Thatâ€™s rightâ€”while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance heâ€™ll veto. But weâ€™re not leaving this up to chance: Weâ€™re running online ads into Idaho right now, activating Idahoans to call for his veto. And weâ€™re coordinating local businesses to call for a veto too.

Idahoâ€™s Governor has until the middle of next week to veto. If youâ€™re able, and if youâ€™ve already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the countryâ€”and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some havenâ€™t. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what mattersâ€”containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

LIKE FOLLOW DONATE

FreedomforAllAmericans.org
If your name has changed, click here to update it.
If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young < juliannehyoung@gmail.com> wrote:

> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports-protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young < juliannehyoung@gmail.com> wrote:
>
> > My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
> >
> > On Mon, Mar 23, 2020 at 1:20 PM Julianne Young < juliannehyoung@gmail.com> wrote:
> >
> > > One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.
> > >
> > > On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) < jamie.shupe@yahoo.com> wrote:
> > >
> > > > Fred,
> > > >
> > > > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
> > > >
> > > > Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
> > > >
> > > > In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
> > > >
> > > > So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and

framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch < drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. â€“ Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> > > >
> > > > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > >
> > > > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > > > >
> > > > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > > >
> > > > > > Yes. This must be personalized!
> > > > > >
> > > > > > Stories - not facts - move people to act!
> > > > > >
> > > > > > Sent from my iPhone
> > > > > >
> > > > > > On Feb 22, 2020, at 4:25 PM, Kelsey

Coalition <kelseycoalition@gmail.com> wrote:

Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James
>
> On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
>
mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling

party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>>
https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.

>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the

Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
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>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are

irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
>>>>
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>>>>
>>>>
>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.co

m> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday.
Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGl/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young

<juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> I was

able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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Thoughts on this idea?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> My apologies if this is

redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it

in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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Representative Young
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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The comment was re SEGM language; I second the motion to stay away from â€œseparate but equal.â€ â€œDifferential treatmentâ€ is fine.
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Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>
Liberty Counsel
>>>>>>>>>>>>>>>>>>>
PO Box 540774
>>>>>>>>>>>>>>>>>>>
Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>
(407) 875-1776 phone
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(407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>
LC.org
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Offices in DC, FL, and VA
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*Licensed in Virginia
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From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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Hello Richard– just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>
Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>
Liberty Counsel
>>>>>>>>>>>>>>>>>>>
PO Box 540774
>>>>>>>>>>>>>>>>>>>
Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>
(407) 875-1776 phone
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LC.org
>>>>>>>>>>>>>>>>>>>
Offices in DC, FL, and VA

>>>>>>>>>>>>>>>>>>>
*Licensed in Virginia
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From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>
Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>
To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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of* unintended medical
harm, and will greatly
impede medical research.
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However, I'm not sure
addresses your fundamental
concern.
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On Wed, Feb 5, 2020 at
7:47 AM Richard Mast
<RMast@Jc.org> wrote:
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I agree with removing the
SEGM quote from the
findings. I do not know if the
Society for Evidenced
Based Gender Medicine is
on our side, to where the
quote can be changed, or
not. If they testify, and are
on our side, I would be very
wary of them saying
anything regarding TG, CG
or â€œnon-binary,â€ and
perhaps have a conversation
with them to that effect.
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I would not want to see

anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other sideâ€™s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>
Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>
Liberty Counsel
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*Licensed in Virginia
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From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>
Sent: Tuesday, February 4, 2020 9:40 PM
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To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith

<alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other

evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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They have raised 2 other good questions:
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1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in

an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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I am attaching the current (final) draft :) for your comment.
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Thank you for your help in ironing out these final wrinkles.
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Representative Young
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On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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> Gee Whiz!
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> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turnerâ€™s Syndrome, Klinefelterâ€™s Syndrome, etc.
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> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
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> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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> I feel better.
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> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which

indirectly endorses the ideology upon which transgender identities are based.
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>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>> Will, could SEGM consider rewording this – something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>> This is great, I love it. Thank you for doing this.
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>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate

but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.â€
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>>>> â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a

known fact; and,
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>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>> All,
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>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>> Thanks,
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>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>
>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>
>>>>> Liberty Counsel
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>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>
>>>>> Orlando, FL 32854
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>>>>> (407) 875-1776 phone
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>>>>> (407) 875-0770 fax
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>>>>> LC.org
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>>>>> *Licensed in Virginia
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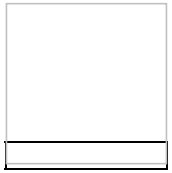
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From: Margaret Clarke
Sent: 3/30/2020 6:32:21 PM
To: "Julianne Young" <juliannehyoung@gmail.com>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Mast Richard" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Margaret S Clarke" <margaretclarke317@icloud.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Kaycee Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "Steve Vick" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

What wonderful news Julianne! This is truly a ray of light in dark times. Thank you for your perseverance. To God be the glory!!

Margaret Clarke

On Mar 30, 2020, at 7:26 PM, Julianne Young wrote:

Dear Friends,

I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!

With love and gratitude,
Julianne Young

On Fri, Mar 27, 2020 at 12:27 PM Julianne Young wrote:
Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.
208-334-2100 | governor@gov.idaho.gov

Julianne Young

From: Arthur Schaper
Sent: Friday, March 27, 2020 10:32 AM
To: Representative Julianne Young
Subject: Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Hey Julianne:

This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.

We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Bad bill alert in Idaho, Friend:

The first and only anti-transgender student athlete bill to pass this year is on the Governor’s desk there right now.

That’s right—while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is extreme, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance he’ll veto. But we’re not leaving this up to chance: We’re running online ads into Idaho right now, activating Idahoans to call for his veto. And we’re coordinating local businesses to call for a veto too.

Idaho’s Governor has until the middle of next week to veto. If you’re able, and if you’ve already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, dozens of similar bills are still active in legislatures across the country—and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some haven’t. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what matters—containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can,

chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

LIKE
FOLLOW
DONATE

FreedomforAllAmericans.org
If your name has changed, click here to update it.
If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young wrote:
At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.

Julianne Young

On Tue, Mar 24, 2020 at 8:18 PM Julianne Young wrote:
My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!

On Mon, Mar 23, 2020 at 1:20 PM Julianne Young wrote:
One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.

On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) wrote:
Fred,

I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.

Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to

somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.

In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.

So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella
Cc: Kelsey Coalition ; James Shupe (Formerly Jamie Shupe) ; Mary McAlister ; Natasha Chart ; Richard Mast ; Steve Smith ; Dr. Fred Deutsch ; David Pickup ; Eunie Smith ; Gary McCaleb ; Glenn Ridder ; Horvath Hacsi ; Michael Laidlaw ; Jane Robbins ; Lappert Patrick ; MD Paul Hruz PhD ; Margaret Clarke ; Matt Sharp ; McHugh Paul ; Monique Robles MD ; Quentin Van Meter ; Roger Brooks ; Timothy Millea MD ; Vernadette Broyles ; Walt Heyer ; William Malone ; Scott, Greg ; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national

pressure to veto. Any support that can be communicated is helpful: governor@gov.idaho.gov

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young wrote:

Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.

Julianne Young

On Sat, Mar 14, 2020 at 8:51 AM Julianne Young wrote:

Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young wrote:

It has been confirmed that we will get a hearing toward the beginning of next week.

On Wed, Mar 4, 2020 at 8:49 AM Julianne Young wrote:

I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.

On Wed, Mar 4, 2020 at 7:44 AM Julianne Young wrote:

I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.

On Sat, Feb 22, 2020 at 2:50 PM wrote:

Yes. This must be personalized!

Stories - not facts - move people to act!

Sent from my iPhone

On Feb 22, 2020, at 4:25 PM, Kelsey Coalition wrote:

Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) wrote:

As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
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>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed

only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here:
https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young wrote:
>>>>>>> Hello all,
>>>>>>>

>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
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>>>>>>>>>> Julianne Young
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>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
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>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
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>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young wrote:
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>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young wrote:
>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years

or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young wrote:
>>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young wrote:
>>>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854

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>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
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>>>>>>>>>>>>>>>>>> From: Julianne Young Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>> To: Richard Mast
>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday,

January 24
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>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition ; Natasha Chart ; Richard Mast ; Steve Smith ; Fred Deutsch ; Mary McAlister ; David Pickup ; Eunie Smith ; Gary McCaleb ; Glenn Ridder ; Horvath Hacsi ; James Shupe (Formerly Jamie Shupe) ; Michelle Cretella ; mike@drlaidlaw.com; Jane Robbins ; Lappert Patrick ; MD Paul Hruz PhD ; Margaret Clarke ; Matt Sharp ; McHugh Paul ; Monique Robles MD ; Quentin Van Meter ; Roger Brooks ; Scott, Greg ; Timothy Millea MD ; Vernadette Broyles ; Walt Heyer ; William Malone
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson wrote:
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>>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner’s Syndrome, Klinefelter’s Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”
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>>>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition wrote:
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>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of

general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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Attachment:

From: Vernadette Broyles
Sent: 3/30/2020 7:14:39 PM
To: "Julianne Young" <juliannehyoung@gmail.com>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Attachments: PastedGraphic-14.png

Praise God!! And we cancel every assignment of backlash against you and those who stood with you. May you sleep the deep sleep of one who has warred well for what is right.

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

5805 State Bridge Rd., Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

> On Mar 30, 2020, at 8:26 PM, Julianne Young <juliannehyoung@gmail.com> wrote:
>
> Dear Friends,
>
> I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!

With love and gratitude,
Julianne Young

On Fri, Mar 27, 2020 at 12:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:

Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.
208-334-2100 | *governor@gov.idaho.gov*

Julianne Young

From: Arthur Schaper <Arthur@massresistance.org>
Sent: Friday, March 27, 2020 10:32 AM
To: Representative Julianne Young <JYoung@house.idaho.gov>
Subject: Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Hey Julianne:

This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.

We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governorâ€™s desk there *right now*.

Thatâ€™s rightâ€”while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance heâ€™ll veto. But weâ€™re not leaving this up to chance: Weâ€™re running online ads into Idaho right now, activating Idahoans to call for his veto. And weâ€™re coordinating local businesses to call for a veto too.

Idahoâ€™s Governor has until the middle of next week to veto. If youâ€™re able, and if youâ€™ve already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the countryâ€”and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some havenâ€™t. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what mattersâ€”containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

LIKE FOLLOW DONATE

FreedomforAllAmericans.org
If your name has changed, click here to update it.
If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been

vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.

Julianne Young

On Tue, Mar 24, 2020 at 8:18 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
>
> On Mon, Mar 23, 2020 at 1:20 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.
> >
> > On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > Fred,
> > >
> > > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
> > >
> > > Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
> > >
> > > In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
> > >
> > > So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.
> > >
> > > For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com
> > >
> > > I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.
> > >
> > > Blessings,
> > >
> > > James
> > >
> > > On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:
> > >
> > > Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America

needs more state legislators like you. â€“ Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.

On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
>
> On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
>
> > Yes. This must be personalized!
> >
> > Stories - not facts - move people to act!
> >
> > Sent from my iPhone
> >
> > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >
> > ï»¿
> >
> > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> >
> > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> >
> > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> >
> > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > >
> > > James
> > >
> > > On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
> > >
> > > But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
> > >
> > > On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > > > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> > > >
> > > > Mary E. McAlister, Esq.
> > > > Senior Litigation Counsel
> > > > Child & Parental Rights Campaign
> > > > P.O. Box 637

> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>>
>>>>
>>>>

>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrIddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from â€œseparate but equal.â€ â€œDifferential treatmentâ€ is fine.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:

>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> I think that works.
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or â€œnon-binary,â€ and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other sideâ€™s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turnerâ€™s Syndrome, Klinefelterâ€™s Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
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>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.â€
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>>>>>>>>>>>>>>>>>>>>>>>>> â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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From: patrick Lappert
Sent: 3/31/2020 3:52:39 AM
To: "Julianne Young" <juliannehyoung@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Praise God! Five smooth stones, and an abiding faith in His justice! Good work you guys!

Patrick

On March 30, 2020 8:26 PM Julianne Young <juliannehyoung@gmail.com> wrote:

Dear Friends,

I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!

With love and gratitude,
Julianne Young

On Fri, Mar 27, 2020 at 12:27 PM Julianne Young < juliannehyoung@gmail.com> wrote:

Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.
208-334-2100 | *governor@gov.idaho.gov*

Julianne Young

From: Arthur Schaper <Arthur@massresistance.org>
Sent: Friday, March 27, 2020 10:32 AM
To: Representative Julianne Young <JYoung@house.idaho.gov>
Subject: Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Hey Julianne:

This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.

We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governorâ€™s desk there *right now*.

Thatâ€™s rightâ€”while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance heâ€™ll veto. But weâ€™re not leaving this up to chance: Weâ€™re running online ads into Idaho right now, activating Idahoans to call for his veto. And weâ€™re coordinating local businesses to call for a veto too.

Idahoâ€™s Governor has until the middle of next week to veto. If youâ€™re able, and if youâ€™ve already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the countryâ€”and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some havenâ€™t. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what mattersâ€”containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

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If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young < juliannehyoung@gmail.com> wrote:

> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young < juliannehyoung@gmail.com> wrote:
>
> > My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
> >
> > On Mon, Mar 23, 2020 at 1:20 PM Julianne Young < juliannehyoung@gmail.com> wrote:

One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.

On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Fred,
>
> I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
>
> Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
>
> In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
>
> So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.
>
> For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com
>
> I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.
>
> Blessings,
>
> James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch < drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. â€“ Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:

It has been confirmed that we will get a hearing toward the beginning of next week.

On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
>
> On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> >
> > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> >
> > > Yes. This must be personalized!
> > >
> > > Stories - not facts - move people to act!
> > >
> > > Sent from my iPhone
> > >
> > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > >
> > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > >
> > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>
> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or

rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult

daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>>
https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this

issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the

accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>>
>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the

Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-

NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:

>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>
>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>
>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>
>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician

make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>
Thoughts on this idea?
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.

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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>>
Representative Young
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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The comment was re SEGM language; I second the

motion to stay away from â€œseparate but equal.â€ â€œDifferential treatmentâ€ is fine.
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>>>>>>>>>>>>>>>>>>
Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
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Liberty Counsel
>>>>>>>>>>>>>>>>>>
PO Box 540774
>>>>>>>>>>>>>>>>>>
Orlando, FL 32854
>>>>>>>>>>>>>>>>>>
(407) 875-1776 phone
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(407) 875-0770 fax
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LC.org
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Offices in DC, FL, and VA
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*Licensed in Virginia
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From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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Hello Richard– just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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I think that works.
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Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
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Liberty Counsel
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From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>
Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>
To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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The society of evidence-
based gender medicine has
declared that the conflation
of sex and gender in health
care is alarming, subjects
hundreds of thousands of
individuals *to the risk
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of* unintended medical
harm, and will greatly
impede medical research.
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However, I'm not sure
addresses your fundamental
concern.
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On Wed, Feb 5, 2020 at

7:47 AM Richard Mast <RMast@lc.org> wrote:
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I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or â€œenon-binary,â€ and perhaps have a conversation with them to that effect.
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I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other sideâ€™s language frames the debate, we lose.
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Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>
Liberty Counsel
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*Licensed in Virginia
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From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>
Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>
To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>;

Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
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Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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They have raised 2 other good questions:
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1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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I am attaching the current (final) draft :) for your comment.
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Thank you for your help in ironing out these final wrinkles.
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Representative Young
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On Tue, Feb 4, 2020 at 9:08
AM Bernard Hudson
<loyolamd82@gmail.com>
wrote:
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> Gee Whiz!
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> Humans are the only living
species of Homo Sapiens.
Given that fact, we are male
and female, there is no
other. We are mammals,
giving birth, carrying a XX or
an XY, female or male.
Otherwise, a bizarre
abnormality results in a
state of disease:
 Turnerâ€™s Syndrome,
Klinefelterâ€™s Syndrome,
etc.
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> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
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> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please.

See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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> I feel better.
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> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>> Will, could SEGM consider rewording this – something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>> This is great, I love it. Thank you for doing this.
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>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government

functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For

example, the Society for Evidence-Based Gender Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.â€
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>>>> â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a known fact; and,
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>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of

the public trust; and
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>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>> All,
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>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne

Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>> Thanks,
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>>>>> Richard L. Mast, Esq.*
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>>>>> Senior Litigation Counsel
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>>>>> Liberty Counsel
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>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>
>>>>> Orlando, FL 32854
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>>>>> (407) 875-1776 phone
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>>>>> (407) 875-0770 fax
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>>>>> LC.org
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>>>>> Offices in DC, FL, and VA
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>>>>> *Licensed in Virginia
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Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

Attachment:

From: Senator Steve Vick
Sent: 3/31/2020 6:20:22 AM
To: "Julianne Young" <juliannehyoung@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>
Subject: RE: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Attachments: ~WRD000.jpg, image001.png, image002.jpg, image003.jpg, image004.jpg

---

I have not met many on this list but I want to say that Representative Young is a true warrior and good legislator and it was a pleasure and an honor to work with her on this important piece of legislation.

Sincerely,



Senator Steve Vick
Assistant Majority Leader
Idaho State Senate



From: Julianne Young <juliannehyoung@gmail.com>
Sent: Monday, March 30, 2020 5:27 PM
To: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Cc: Michelle Cretella <drmcretella@gmail.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; Kelsey Coalition <kelseycoalition@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <rmast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <tmillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <greg.scott@heritage.org>; Senator Steve Vick <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Dear Friends,

I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!

With love and gratitude,
Julianne Young

On Fri, Mar 27, 2020 at 12:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> **Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.**
> *208-334-2100 | governor@gov.idaho.gov*
>
> Julianne Young
>
> **From:** Arthur Schaper <Arthur@massresistance.org>
> **Sent:** Friday, March 27, 2020 10:32 AM
> **To:** Representative Julianne Young <JYoung@house.idaho.gov>
> **Subject:** Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth
>
> Hey Julianne:
>
> This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.
>
> We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.
>
> Arthur Schaper, Organization Director
> Website: MassResistance.org
> Email: arthur@massresistance.org
> (781) 890-6001
> @MassResistance
> @CAMassResistanc
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> ---
>
> **From:** Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
> **Sent:** Thursday, March 26, 2020 5:03 AM
> **To:** Arthur Schaper
> **Subject:** URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth
>
> **Image removed by sender.**
>
> Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governorâ€™s desk there *right now*.

Thatâ€™s rightâ€”while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance heâ€™ll veto. But weâ€™re not leaving this up to chance: Weâ€™re running online ads into Idaho right now, activating Idahoans to call for his veto. And weâ€™re coordinating local businesses to call for a veto too.

Idahoâ€™s Governor has until the middle of next week to veto. If youâ€™re able, and if youâ€™ve already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the countryâ€”and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some havenâ€™t. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what mattersâ€”containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

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If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
> >
> > On Mon, Mar 23, 2020 at 1:20 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.
> > >
> > > On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > >
> > > > Fred,
> > > >
> > > > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
> > > >
> > > > Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
> > > >
> > > > In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
> > > >
> > > > So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.
> > > >
> > > > For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com
> > > >
> > > > I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.
> > > >
> > > > Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. â€“ Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of

leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> It has been confirmed that we will get a hearing toward the beginning of next week.
>
> On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> >
> > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > >
> > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > >
> > > > Yes. This must be personalized!
> > > >
> > > > Stories - not facts - move people to act!
> > > >
> > > > Sent from my iPhone
> > > >
> > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > >
> > > > ï»¿
> > > >
> > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > >
> > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> > > >
> > > > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > >
> > > > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > > > >
> > > > > James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:

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>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>

>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>
>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from â€œseparate but equal.â€ â€œDifferential treatmentâ€ is fine.
>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>
>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>

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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or â€œnon-binary,â€ and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other sideâ€™s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>;

Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turnerâ€™s Syndrome, Klinefelterâ€™s Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.

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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.â€
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>>>>>>>>>>>>>>>>>>>>>>>>> â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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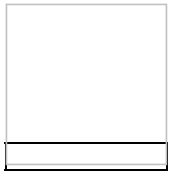
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>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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Attachment:

From: Vernadette Broyles
Sent: 3/31/2020 6:51:35 AM
To: "Senator Steve Vick" <sjvick@senate.idaho.gov>
Cc: "Julianne Young" <juliannehyoung@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Attachments: PastedGraphic-14.png

You are both to be highly commended for your courage and perseverance. Do not be afraid of the backlash. Know that will ultimately fail as well if you continue to stand up to the bullies.

We will continue to stand with you.

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

5805 State Bridge Rd., Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

On Mar 31, 2020, at 10:20 AM, Senator Steve Vick <sjvick@senate.idaho.gov> wrote:

I have not met many on this list but I want to say that Representative Young is a true warrior and good legislator and it was a pleasure and an honor to work with her on this important piece of legislation.

Sincerely,
<image001.png>
Senator Steve Vick
Assistant Majority Leader
Idaho State Senate
<image002.jpg>

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Monday, March 30, 2020 5:27 PM
To: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Cc: Michelle Cretella <drmcretella@gmail.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; Kelsey Coalition <kelseycoalition@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <rmast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <tmillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <greg.scott@heritage.org>; Senator Steve Vick <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Dear Friends,

I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!

With love and gratitude,
Julianne Young

On Fri, Mar 27, 2020 at 12:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> **Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.**
> *208-334-2100 | governor@gov.idaho.gov*
>
> Julianne Young
>
> **From:** Arthur Schaper <Arthur@massresistance.org>
> **Sent:** Friday, March 27, 2020 10:32 AM
> **To:** Representative Julianne Young <JYoung@house.idaho.gov>
> **Subject:** Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth
>
> Hey Julianne:
>
> This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.
>
> We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.
>
> Arthur Schaper, Organization Director
> Website: MassResistance.org
> Email: arthur@massresistance.org
> (781) 890-6001

@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth



Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governorâ€™s desk there *right now*.

Thatâ€™s rightâ€”while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance heâ€™ll veto. But weâ€™re not leaving this up to chance: Weâ€™re running online ads into Idaho right now, activating Idahoans to call for his veto. And weâ€™re coordinating local businesses to call for a veto too.

Idahoâ€™s Governor has until the middle of next week to veto. If youâ€™re able, and if youâ€™ve already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens*of similar bills are still active in legislatures across the countryâ€”and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some havenâ€™t. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what mattersâ€”containing the virus, increasing testing, bolstering the economy, helping families, and ensuring

children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

<image004.jpg> LIKE <image004.jpg> FOLLOW DONATE

FreedomforAllAmericans.org
If your name has changed, click here to update it.
If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
> >
> > On Mon, Mar 23, 2020 at 1:20 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.
> > >
> > > On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > >
> > > > Fred,
> > > >
> > > > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
> > > >
> > > > Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being

complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.

In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.

So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it tojames.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. â€“ Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> > > >
> > > > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > >
> > > > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > > > >
> > > > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > > >
> > > > > > Yes. This must be personalized!
> > > > > >
> > > > > > Stories - not facts - move people to act!
> > > > > >
> > > > > > Sent from my iPhone
> > > > > >
> > > > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > > > >
> > > > > > ï»¿
> > > > > >
> > > > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more

clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James
>
> On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
>
> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>
> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> >
> > Mary E. McAlister, Esq.
> > Senior Litigation Counsel
> > Child & Parental Rights Campaign
> > P.O. Box 637
> > Monroe, VA 24574
> > 434 610-0873
> > mmcalister@childparentrights.org
> > childparentrights.org
> >
> > On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
> >>
> >> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
> >>
> >>
> >>
> >> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
> >>>

>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
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>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
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>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
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>>>> Counter arguments I am considering include:
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>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
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>>>> I would sincerely appreciate legal feedback and suggestions.
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>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
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>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
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>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-

NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
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>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!

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>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from â€œseparate but equal.â€ â€œDifferential treatmentâ€ is fine.
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>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or â€œnon-

binary,â€ and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other sideâ€™s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>;mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turnerâ€™s Syndrome, Klinefelterâ€™s Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
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>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this – something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.â€
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>>>>>>>>>>>>>>>>>>>>>>>> â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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www.KelseyCoalition.org

From: Gary McCaleb
Sent: 3/31/2020 10:22:40 AM
To: "patrick Lappert" <patrick@lappertplasticsurgery.com>
Cc: "Julianne Young" <juliannehyoung@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

I am SO deeply pleased to hear this--it is a testimony to Churchill's famed speech: "never, never, never give up." It is critical not just for the confused kids who might be spared an awful future, but for the broader movement. Thanks for staying so focused on this even through the endless pandemic pandemonium. Very, very well done!

On Tue, Mar 31, 2020 at 4:53 AM patrick Lappert <patrick@lappertplasticsurgery.com> wrote:

> Praise God! Five smooth stones, and an abiding faith in His justice! Good work you guys!
>
> Patrick
>
> On March 30, 2020 8:26 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> Dear Friends,
>
> I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!
>
> With love and gratitude,
> Julianne Young
>
> On Fri, Mar 27, 2020 at 12:27 PM Julianne Young < juliannehyoung@gmail.com> wrote:
>
> **Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.**
> *208-334-2100 | governor@gov.idaho.gov*
>
> Julianne Young
>
> **From:** Arthur Schaper <Arthur@massresistance.org>
> **Sent:** Friday, March 27, 2020 10:32 AM

To: Representative Julianne Young <JYoung@house.idaho.gov>
Subject: Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Hey Julianne:

This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.

We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governor's desk there *right now*.

That's right—while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance he'll veto. But we're not leaving this up to chance: We're running online ads into Idaho right now, activating Idahoans to call for his veto. And we're coordinating local businesses to call for a veto too.

Idaho's Governor has until the middle of next week to veto. If you're able, and if you've already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the country—and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some haven't. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what matters—containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

LIKE FOLLOW DONATE

FreedomforAllAmericans.org
If your name has changed, click here to update it.
If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young < juliannehyoung@gmail.com> wrote:

> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young < juliannehyoung@gmail.com> wrote:
>
> > My sincere apologies to all, but the governor's office decided at around noon today

that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!

On Mon, Mar 23, 2020 at 1:20 PM Julianne Young < juliannehyoung@gmail.com> wrote:

> One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.
>
> On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) < jamie.shupe@yahoo.com> wrote:
>
> > Fred,
> >
> > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
> >
> > Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
> >
> > In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
> >
> > So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.
> >
> > For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com
> >
> > I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.
> >
> > Blessings,
> >
> > James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch < drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about

adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> It has been confirmed that we will get a hearing toward the beginning of next week.
>
> On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> >
> > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > >
> > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > >
> > > > Yes. This must be personalized!
> > > >
> > > > Stories - not facts - move people to act!
> > > >
> > > > Sent from my iPhone
> > > >
> > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > >
> > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > >
> > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many

states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James
>
> On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
>
> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>
> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentr

ights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
>
mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:

>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>>
https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state

affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/. It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before

mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely

appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
>>>>
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding

Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrIddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,

>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was

able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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Thoughts on this idea?
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young

<juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it

can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>>
Representative Young
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>
Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>
Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
>>>>>>>>>>>>>>>>>
Liberty Counsel
>>>>>>>>>>>>>>>>>
PO Box 540774
>>>>>>>>>>>>>>>>>
Orlando, FL 32854
>>>>>>>>>>>>>>>>>
(407) 875-1776 phone
>>>>>>>>>>>>>>>>>
(407) 875-0770 fax
>>>>>>>>>>>>>>>>>
LC.org

>>>>>>>>>>>>>>>>>>
Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>
*Licensed in Virginia
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From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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Hello Richard– just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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I think that works.
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>>>>>>>>>>>>>>>>>>>
Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>
Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>
Liberty Counsel

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*Licensed in Virginia
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From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>
Sent: Wednesday, February 5, 2020 10:18 AM
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To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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> of* unintended medical harm, and will greatly impede medical research.
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However, I'm not sure addresses your fundamental concern.
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On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>
> Senior Litigation Counsel
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> Liberty Counsel
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> *Licensed in Virginia
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> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>
> Sent: Tuesday, February 4, 2020 9:40 PM
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> To: Bernard Hudson <loyolamd82@gmail.com
>
>>>>>>>>>>>>>>>>>>>
> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>;

Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>
> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using

'material fact' rather than vital statistics in most instances.
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> They have raised 2 other good questions:
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> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to

prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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> I am attaching the current (final) draft :) for your comment.
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> Thank you for your help in ironing out these final wrinkles.
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> Representative Young
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> On Tue, Feb 4, 2020 at
9:08 AM Bernard Hudson
<loyolamd82@gmail.com
> wrote:
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>> Gee Whiz!
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>> Humans are the only
living species of Homo
Sapiens. Given that fact,
we are male and female,
there is no other. We are
mammals, giving birth,
carrying a XX or an XY,
female or male.
Otherwise, a bizarre
abnormality results in a
state of disease: Turner's
Syndrome, Klinefelter's
Syndrome, etc.
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>> Everybody is
transgender, no one is

transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”

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>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>> Throw out words or
phrases that have have
shifting definitions,
political realms, identity's
unscientific, and whims
and notions that are
NEVER studied in
science. Never!
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>> I feel better.
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>> On Feb 4, 2020, at
9:44 AM, Kelsey Coalition
<kelseycoalition@gmail.c
om> wrote:
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>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>> Will, could SEGM consider rewording this – something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>> This is great, I love it. Thank you for doing this.
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>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping

individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the

conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."
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>>>>> "Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,
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>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the

public trust; and
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>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>> All,
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>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho

Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>> Thanks,
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>>>>>>> Richard L. Mast,
Esq.*
>>>>>>>>>>>>>>>>>>>
>>>>>>> Senior Litigation
Counsel
>>>>>>>>>>>>>>>>>>>
>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>
>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>
>>>>>>> Orlando, FL
32854
>>>>>>>>>>>>>>>>>>>
>>>>>>> (407) 875-1776
phone
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>>>>>>> (407) 875-0770
fax
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>>>>>>> LC.org
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FL, and VA
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The Kelsey Coalition

Working to change the systems that failed our kids

www.KelseyCoalition.org

Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

Attachment:

From: Natasha Chart
Sent: 3/31/2020 4:12:39 PM
To: "Senator Steve Vick" <sjvick@senate.idaho.gov>
Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Julianne Young" <juliannehyoung@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <greg.scott@heritage.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Attachments: image001.png, image003.jpg, image002.jpg, image004.jpg

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Well you all did a good thing for women and girls, so thanks again!

Also, there's a Christian Post story out about this, in case anyone wants an article to share that uses materially accurate terms:

https://www.christianpost.com/news/idaho-first-state-to-ban-sex-change-on-birth-records-males-in-womens-sports.html

On Tue, Mar 31, 2020 at 10:20 AM Senator Steve Vick <sjvick@senate.idaho.gov> wrote:

> I have not met many on this list but I want to say that Representative Young is a true warrior and good legislator and it was a pleasure and an honor to work with her on this important piece of legislation.
>
> Sincerely,
>
> Senator Steve Vick
>
> *Assistant Majority Leader*
>
> Idaho State Senate

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Monday, March 30, 2020 5:27 PM
To: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Cc: Michelle Cretella <drmcretella@gmail.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; Kelsey Coalition <kelseycoalition@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <rmast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <tmillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <greg.scott@heritage.org>; Senator Steve Vick <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Dear Friends,

I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!

With love and gratitude,

Julianne Young

On Fri, Mar 27, 2020 at 12:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> **Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.**
>
> *208-334-2100 | governor@gov.idaho.gov*
>
> Julianne Young

From: Arthur Schaper <Arthur@massresistance.org>
Sent: Friday, March 27, 2020 10:32 AM
To: Representative Julianne Young <JYoung@house.idaho.gov>
Subject: Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Hey Julianne:

This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.

We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Image removed by sender.

Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governor's desk there *right now*.

That's right—while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance he'll veto. But we're

not leaving this up to chance: We're running online ads into Idaho right now, activating Idahoans to call for his veto. And we're coordinating local businesses to call for a veto too.

Idaho's Governor has until the middle of next week to veto. If you're able, and if you've already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the country—and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some haven't. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what matters—containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

LIKE FOLLOW DONATE

FreedomforAllAmericans.org
If your name has changed, click here to update it.
If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> At the end of the day yesterday the newly posted information on the governor's website showed that there are only

30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.

Julianne Young

On Tue, Mar 24, 2020 at 8:18 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
>
> On Mon, Mar 23, 2020 at 1:20 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.
> >
> > On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> >
> > > Fred,
> > >
> > > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
> > >
> > > Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
> > >
> > > In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in

regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.

So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> > > >
> > > > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > >
> > > > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > > > >
> > > > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > > >
> > > > > > Yes. This must be personalized!
> > > > > >
> > > > > > Stories - not facts - move people to act!

Sent from my iPhone

On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>

>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
>>>>
>>>>
>>>>
>>>>
>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!

>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrIddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.

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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>> (407) 875-1776 phone

>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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Attachment:

From: Natasha Chart
Sent: 4/1/2020 4:41:37 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Julianne Young" <juliannehyoung@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <greg.scott@heritage.org>, "Senator Steve Vick" <sjvick@senate.idaho.gov>, "Steve Smith" <steve@stevesmithlaw.com>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Attachments: image003.jpg, image002.jpg, image004.jpg, image001.png

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https://m.washingtontimes.com/news/2020/mar/31/idaho-law-bans-transgender-athletes-girls-and-wome/

On Wed, Apr 1, 2020 at 8:11 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> What the NYTimes and other such outlets does to anyone who backs down under pressure:
>
> "Navratilova later backed away from that view."
>
> "Athletes like the Olympic marathon runner Paula Radcliffe and the tennis star Martina Navratilova have contended that athletes with higher natural levels of testosterone are able to outperform their competitors, especially in some track and field events and in weight lifting competitions. Navratilova later backed away from that view."
>
> https://www.nytimes.com/2020/04/01/sports/transgender-idaho-ban-sports.html
>
> On Tuesday, March 31, 2020, 08:12:55 PM EDT, Natasha Chart <natasha.chart@gmail.com> wrote:
>
> Well you all did a good thing for women and girls, so thanks again!
>
> Also, there's a Christian Post story out about this, in case anyone wants an article to share that uses materially accurate terms:
>
> https://www.christianpost.com/news/idaho-first-state-to-ban-sex-change-on-birth-records-males-in-womens-sports.html
>
> On Tue, Mar 31, 2020 at 10:20 AM Senator Steve Vick <sjvick@senate.idaho.gov> wrote:
>
> > I have not met many on this list but I want to say that Representative Young is a true warrior and good legislator and it was a pleasure and an honor to work with her on this important piece of legislation.

Sincerely,

Senator Steve Vick

Assistant Majority Leader

Idaho State Senate

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Monday, March 30, 2020 5:27 PM
To: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Cc: Michelle Cretella <drmcretella@gmail.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; Kelsey Coalition <kelseycoalition@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <rmast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <tmillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <greg.scott@heritage.org>; Senator Steve Vick <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Dear Friends,

I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!

With love and gratitude,

Julianne Young

On Fri, Mar 27, 2020 at 12:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> **Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.**
>
> *208-334-2100 | governor@gov.idaho.gov*
>
> Julianne Young
>
> **From:** Arthur Schaper <Arthur@massresistance.org>
> **Sent:** Friday, March 27, 2020 10:32 AM
> **To:** Representative Julianne Young <JYoung@house.idaho.gov>
> **Subject:** Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Hey Julianne:

This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.

We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Image removed by sender.

Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governor's desk there *right now*.

That's right—while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance he'll veto. But we're not leaving this up to chance: We're running online ads into Idaho right now, activating Idahoans to call for his veto. And we're coordinating local businesses to call for a veto too.

Idaho's Governor has until the middle of next week to veto. If you're able, and if you've already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the country—and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some haven't. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ legislation could be at the top of their agenda.

Our state leaders need to focus on what matters—containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

LIKE FOLLOW DONATE

FreedomforAllAmericans.org
If your name has changed, click here to update it.
If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
> >
> > On Mon, Mar 23, 2020 at 1:20 PM Julianne Young <juliannehyoung@gmail.com> wrote:

One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.

On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Fred,
>
> I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
>
> Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
>
> In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
>
> So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.
>
> For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com
>
> I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.
>
> Blessings,
>
> James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > It has been confirmed that we will get a hearing toward the beginning of next week.

On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
>
> On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> >
> > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> >
> > > Yes. This must be personalized!
> > >
> > > Stories - not facts - move people to act!
> > >
> > > Sent from my iPhone
> > >
> > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > >
> > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > >
> > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> > >
> > > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > >
> > > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > > >
> > > > James
> > > >
> > > > On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
> > > >
> > > > But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
> > > >
> > > > On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > > > > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> > > > >

> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
>>>>
>>>>

>>>>
>>>>
>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> I think that works.
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"

Sent: 1/21/2020 9:46:30 AM

To: "juliannehyoung@gmail.com" <juliannehyoung@gmail.com>, "Steve Smith" <steve@stevesmithlaw.com>, "Richard Mast" <RMast@LC.org>

Cc: "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <greg.scott@heritage.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>

Bcc:

Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Attachments: James.Shupe.Male.Sex.Name.Change.Complete.Scan.With.Seal.pdf, 2019_12_11 PETITION FOR CHANGE OF NAME & SEX as filed.pdf

---

Richard,

Mr. Smith and Representative Young may wish to consider using my recent court order from Oregon as part of their evidence because a big part of the birth cert argument is the mythical third sex, aka disorders of sexual development, etc. But most importantly, the court order states my sex change to non-binary was a psychologically harmful legal fiction and that the hormone therapy did not change my sex.

The petition also references my Canadian affidavit and Supreme Court amicus brief.

See the attached documents, and please reach out to me if I can be of assistance in any other manner.

Blessings,

James Shupe

On Tuesday, January 21, 2020, 12:34:05 PM EST, Richard Mast <rmast@lc.org> wrote:

All,

Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.

Julianne has a short window to receive comments (especially desired from the medical experts).

Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.

There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.

Thanks,

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774
Orlando, FL 32854
(407) 875-1776 phone
(407) 875-0770 fax
LC.org
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From: Kelsey Coalition
Sent: 2/4/2020 8:52:24 AM
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Julianne Young" <juliannehyoung@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

---

For KC talking points, I use the phrase: "individuals who identify as transgender or non-binary" rather than "transgender" or "non-binary" without the modifiers.

On Tue, Feb 4, 2020 at 11:10 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Another note on cisgender. If I'm not mistaken the word was coined by transgender activist Julia Serano between 10 and 20 years ago. Trans activists don't get to decide what the rest of us are.
>
> They've gotten away with the same thing for gender identity, claiming we all have one, which also isn't true.
>
> So the pattern has been that transgender activists say things and create language and everyone just adopts it without question.
>
> James Shupe
>
> Sent from Yahoo Mail on Android
>
> On Tue, Feb 4, 2020 at 10:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>
>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
>>
>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
>>
>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as

well as add a reference to nonbinary? ~KC

On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:

This is great, I love it. Thank you for doing this.

On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
>
> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
>
> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
>
> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
>
> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
>
> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
>
> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
>
> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
>
> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
>
> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
>
> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
>
> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
>
> Julianne has a short window to receive comments (especially desired from the medical experts).

Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.

There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.

Thanks,

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
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Orlando, FL 32854
(407) 875-1776 phone
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--

www.KelseyCoalition.org

--

The Kelsey Coalition
Working to change the system that failed our kids
www.KelseyCoalition.org

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/21/2020 11:01:26 AM
To: "msharp@adflegal.org" <msharp@adflegal.org>
Cc:
Bcc:
Subject: RE: Idaho Vital Statistics Integrity Act - short window for
Attachments: logo_abdfb0ec-e06e-407a-a721-cd0e4f742400.png

Matt,

As I explained to Michelle, my new court order ADF helped secure contains language stating my sex was observed at birth.

James

Sent from Yahoo Mail on Android

On Tue, Jan 21, 2020 at 1:47 PM, Matt Sharp <msharp@adflegal.org> wrote:

> Michelle,
>
> Thank you for the reference to the American Psychiatric Association. We produced this memo a few years ago and were looking to demonstrate that even our opponents recognize the biological basis for sex. I completely agree that we do not want to concede that sex is assigned at birth. I'll update the memo with the reference you provided.
>
> Matt
>
> ---
>
> Matt Sharp
> Sr. Counsel, State Government Relations National Director
> +1 770 339 0774 (Office)
> 770-339-6744 (Fax)
> msharp@adflegal.org

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From: Michelle Cretella <drmcretella@gmail.com>
Sent: Tuesday, January 21, 2020 1:16 PM
To: Richard Mast <RMast@lc.org>
Cc: juliannehyoung@gmail.com; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Kelsey Coalition <kelseycoalition@gmail.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Hudson, MD Bernard <loyolamd82@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <greg.scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

EXTERNAL

Richard,

Thank you to all who are making this happen!

Re: the bill itself, I am not convinced that the specific DSDs should be named and described (section 5) and defer to Dr. Paul Hruz's expertise. Otherwise, I believe that it looks good.

Re: ADF PDF: In Section 2, Matt has quoted the American PSYCHOLOGICAL Association defining sex as "assigned at birth" - I am pasting the section below:

The same is true of a person's sex. Sex is binary (male or female), fixed, and objectively verifiable. One's sex is genetically established at conception, ascertained at or (via sonogram or genetic testing) before birth, and may be verified by objective factors such as chromosomes, gonads, hormones, and genitalia. See, e.g., Am. Psychological Ass'n, Answers to Your Questions About Transgender People, Gender Identity and Gender Expression at 1, http://www.apa.org/ topics/lgbt/transgender.pdf. "**Sex is assigned at birth**, refers to one's biological status as either male or female, and is associated primarily with physical attributes such as chromosomes, hormone prevalence, and external and internal anatomy."

Sex is NOT assigned ... I recommend referencing the American PSYCHIATRIC Association (DSM-5) instead:

The American Psychiatric Association defines sex as the "biological indication of male and female (understood in the context of reproductive capacity), such as sex chromosomes, gonads, sex hormones, and nonambiguous internal and external genitalia."

Reference:

American Psychiatric Association, *Diagnostic and Statistical Manual of Mental Disorders: DSM-5* (Washington, D.C.: American Psychiatric Publishing, 2013), p. 829.

Best,

Michelle

(Dr. Cretella)

On Tue, Jan 21, 2020 at 12:34 PM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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> Thanks,

Richard L. Mast, Esq.*
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 2/4/2020 8:03:14 AM
To: "QUENTIN VAN METER" <kidendo@comcast.net>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>
Cc: "Julianne Young" <juliannehyoung@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

---

Also agree with the Kelsey Coalition.

I recommend removing transgender and cisgender both.

There's no scientific evidence that transgender people exist, and the earliest known use of the word is only 1965.

James Shupe

Sent from Yahoo Mail on Android

On Tue, Feb 4, 2020 at 10:56 AM, QUENTIN VAN METER <kidendo@comcast.net> wrote:

> I agree that adopting use of cis-gender only validates transgender as a healthy variant which it is clearly not.
>
> Quentin
>
> > On February 4, 2020 at 10:44 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> >
> > Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.

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Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.

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Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.

The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and

Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,

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Thanks,

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774
Orlando, FL 32854
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--

The Kelsey Coalition
www.KelseyCoalition.org

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 2/4/2020 8:10:23 AM
To: "kelseycoalition@gmail.com" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>
Cc: "Julianne Young" <juliannehyoung@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

---

Another note on cisgender. If I'm not mistaken the word was coined by transgender activist Julia Serano between 10 and 20 years ago. Trans activists don't get to decide what the rest of us are.

They've gotten away with the same thing for gender identity, claiming we all have one, which also isn't true.

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James Shupe

Sent from Yahoo Mail on Android

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> >
> > The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
> >
> > Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.

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--



www.KelseyCoalition.org

From: William Malone
Sent: 2/4/2020 7:17:53 PM
To: "Julianne Young" <juliannehyoung@gmail.com>
Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <drfred@deutschclinic.com>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Heyer Walt" <waltsbook@yahoo.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Leila KElsey Coalition" <kelseycoalition@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Steve Smith" <steve@stevesmithlaw.com>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

---

Yes, with one small adjustment in *'s below.

On Tue, Feb 4, 2020 at 7:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:

> Would the following summary of you statement (as opposed to a quote) meet your approval:
>
> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk of* unintended medical harm, and will greatly impede medical research.

On Tue, Feb 4, 2020 at 11:33 AM William Malone <malone.will@gmail.com> wrote:

> I agree with the points you're all making. The quote in question is from a comment to HHS that our group (SEGM) submitted last year— we struggled about the wording of this sentence. Perhaps Julianne you could paraphrase our warning about conflating sex and gender, and use language that is preferable to you and your target audience? In this instance, we straddled the fence, using terms we don't agree with or at a minimum are poorly defined, but added the modifier "-identified", not leaving it as "transgender" and "cisgender", hoping to convey that these are not universally accepted stand-alone terms in the medical world. Here is a link to the public comment, and the full text:
>
> https://www.regulations.gov/document?D=HHS-OCR-2019-0007-148044
>
> The Society for Evidence-Based Gender Medicine (SEGM) strongly supports the rights of all individuals to be treated with respect and dignity, and to have access to evidence-based medicine the hallmark of quality health care. In order to achieve this goal, it is critical that healthcare providers, organizations, and payers maintain a clear distinction between sex and gender. Gender identifiers in medical records provide healthcare workers with key information about an individuals sense of self. The markers of natal or biological sex contain lifesaving information that is essential for healthcare decision-making.
>
> Clinicians making medical decisions must assume that natal or biological sex is accurately documented in a medical record. Depending on the patients biological sex, the same blood test result can be interpreted as either normal or abnormal and requiring prompt medical attention. Knowing a patients biological sex can be a matter of life or death in a range of healthcare events, from pregnancies to organ failure and subsequent transplants.

More than 10,000 articles in the medical literature detail sex differences in epidemiology, pathophysiology, and clinical manifestations as well as pharmacokinetics and pharmacodynamics. New data underscoring the importance of biological sex to multiple physiological processes emerge daily, including recent research suggesting that even blood transfusions are more successful when matched to the individuals biological sex.(1) Given the explosion in the field of genetics, in the coming years we will learn about many more instances where biological sex sets into motion key disease processes, and we will identify more treatments that rely on knowledge of the patients biological sex.

The current trend toward the conflation of sex and gender in medical records has the potential to jeopardize patient safety and result in medical malpractice. The results of a study published in the Journal of the American Medical Association (JAMA) determined that more than 5% of all records of transgender persons presenting for inpatient hospital care have inconsistent sex markers.(2) This number is likely to drastically underestimate the true prevalence of the conflation of sex and gender in medical records, since the researchers could only determine the inconsistency in the minority of cases where a patient was undergoing a surgical procedure that clearly contradicted the recorded sex (e.g., a hysterectomy for a male).

The conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.

For these reasons, SEGM supports the HHS proposal to clarify the definition of sex for healthcare purposes. In addition, SEGM calls on healthcare organizations in the US to develop guidelines for the appropriate use of the sex and gender fields in the Electronic Medical Records (EMRs) to ensure that individuals suffering from gender dysphoria are treated with respect and dignity and receive accurate and appropriate medical care.

References

1. Alshalani, A., Li, W., Juffermans, N., Seghatchian, J. and Acker, J. (2019). Biological mechanisms implicated in adverse outcomes of sex mismatched transfusions. Transfusion and Apheresis Science, 58(3), pp.351-356.
2. Canner, J., Harfouch, O., Kodadek, L., Pelaez, D., Coon, D., Offodile, A., Haider, A. and Lau, B. (2018). Temporal Trends in Gender-Affirming Surgery Among Transgender Patients in the United States. JAMA Surgery, 153(7), p.609.

On Feb 4, 2020, at 9:52 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

For KC talking points, I use the phrase: "individuals who identify as transgender or non-binary" rather than "transgender" or "non-binary" without the modifiers.

On Tue, Feb 4, 2020 at 11:10 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Another note on cisgender. If I'm not mistaken the word was coined by transgender activist Julia Serano between 10 and 20 years ago. Trans activists don't get to decide what the rest of us are.
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www.KelseyCoalition.org

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The Kelsey Coalition
Working to change the systems that failed our kids
www.KelseyCoalition.org

From: Walt Heyer
Sent: 2/22/2020 11:52:23 AM
To: "drmcretella@gmail.com" <drmcretella@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Julianne Young" <juliannehyoung@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

---

Your spot on

On Sat, Feb 22, 2020 at 2:48 PM, Michelle Cretella <drmcretella@gmail.com> wrote:

> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>
> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> >
> > Mary E. McAlister, Esq.
> > Senior Litigation Counsel
> > Child & Parental Rights Campaign
> > P.O. Box 637
> > Monroe, VA 24574
> > 434 610-0873
> > mmcalister@childparentrights.org
> > childparentrights.org
> >
> > On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is **the state compelling an unwilling party to party to that legal**

fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.

Haven't had a chance to watch the hearing, but was this argument part of the testimony?

On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>
> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>
> If any of you are on twitter, please retweet. Thank you! -K
>
> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
> >
> > We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
> >
> > Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
> >
> > The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
> >
> > Counter arguments I am considering include:
> >
> > The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the

accuracy of material statistics.

The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.

I would sincerely appreciate legal feedback and suggestions.

Julianne Young

On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>
> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
> >
> > On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > Hello all,
> > >
> > > I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
> > >
> > > Julianne Young
> > >
> > > On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > And one last document-- This is an op-ed/ press statement if it passes muster:
> > > > https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
> > > >
> > > > Feel free to comment on it and mark it up.
> > > >
> > > > On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > > Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.

https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit

On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:

Dear Friends,

Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.

Julianne Young

On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:

Any last comments are invited. We'll RS at the end of the day.

On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:

And one more small change from our attorney general in 39-245A (1) (iv) and (v).

On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:

And with one more small change in (4) as recommended by ADF.

On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:

I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!

On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:

In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.

Thoughts on this idea?

On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:

My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.

Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).

They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.

They raised some good questions regarding (5) though:

1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.

2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?

The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!

Representative Young

On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>
> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
>
> > The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
> >
> > **Richard L. Mast, Esq.***
> > *Senior Litigation Counsel*
> > **Liberty Counsel**
> > PO Box 540774
> > Orlando, FL 32854
> > (407) 875-1776 phone
> > (407) 875-0770 fax
> > LC.org
> > Offices in DC, FL, and VA
> > *Licensed in Virginia
> >
> > **From:** Julianne Young <juliannehyoung@gmail.com>
> > **Sent:** Wednesday, February 5, 2020 12:05 PM
> > **To:** Richard Mast <RMast@LC.org>
> > **Subject:** Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
> >
> > Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing

is in response to what.

On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:

> I think that works.

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774
Orlando, FL 32854
(407) 875-1776 phone
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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Wednesday, February 5, 2020 10:18 AM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:

> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
>
> of* unintended medical harm, and will greatly impede medical research.

However, I'm not sure addresses your fundamental concern.

On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:

> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.

I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.

Richard L. Mast, Esq.*
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Offices in DC, FL, and VA
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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after

this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.

Thank you for your help in ironing out these final wrinkles.

Representative Young

On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

> Gee Whiz!
>
> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
>
> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
>
> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
>
> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!
>
> I feel better.

BH

On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
>
> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
>
> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
>
> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
>
> > This is great, I love it. Thank you for doing this.
> >
> > On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
> > >
> > > The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
> > >
> > > The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
> > >
> > > Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.

The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.

The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that "the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."

"Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,

Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,

Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.

The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and

Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,

Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
>
> Julianne has a short window to receive comments (especially desired from the medical experts).
>
> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
>
> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
>
> Thanks,

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
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www.KelseyCoalition.org

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www.KelseyCoalition.org

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The Kelsey Coalition
Working to change the systems that failed our kids

www.KelseyCoalition.org

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"

Sent: 2/23/2020 5:34:41 AM

To: "Michelle Cretella" <drmcretella@gmail.com>, "Julianne Young" <juliannehyoung@gmail.com>

Cc: "Gary McCaleb" <mccgsm@gmail.com>, "waltsbook@yahoo.com" <waltsbook@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>

Bcc:

Subject: Re: Idaho Vital Statistics Integrity Act - short window for

Attachments: 2019_12_11 PETITION FOR CHANGE OF NAME & SEX as filed.pdf, James.Shupe.Male.Sex.Name.Change.Complete.Scan.With.Seal.pdf

---

Julianne,

As mentioned previously, my recent court case can be used to help attack the gender identity problem, along the lines of what Kelsey said, it's legal fiction. And a legal fiction isn't supposed to cause harm.

Checking out the wording in my petition and order.

James

On Saturday, February 22, 2020, 11:40:21 PM EST, Julianne Young wrote:

Thank you so much for the feedback. One thing that keeps nagging at my mind along these lines is that the court relied on a gender identity definition of sex in order to find that the state violated the equal protection clause--"We didn't treat the plaintiffs (biological males) like other women," etc. This ruling was not about whether the plaintiffs could change their sex identifier, it was about whether it was lawful for a state to identify citizens based on biology. In practice, the F.V. v Barron ruling ignored the existing state defined biology based definition and imposed a new definition of sex on the state without ever directly addressing an argument as to why this was justified. It was assumed via their circular arguments. If there are court cases or other info which could help me

attack the ruling from this angle it could be helpful. Shouldn't a court be mandated to rule based on existing definitions in the law? As long as people hold the ruling to be legitimate our fight will be much harder.

On Sat, Feb 22, 2020 at 4:50 PM Michelle Cretella wrote:
> Almost right, Gary ... in Transtopia you are a man if and only if the State authenticates what you say you are (and take that one step further ... a man is NOT a father because he is a man who sired a child; he is only a father if the State says he is ... although this is also a consequence first of Obergefell).
>
> On Sat, Feb 22, 2020 at 5:20 PM Gary McCaleb wrote:
>> A point that keeps niggling at me is there is sort of a universal coercion from GEID theory. If I am forced to affirm a person as transgender, perforce I must identify myself not as a male, but as a cis-gender man. I'm not male because I was created male in the womb, but because I now think I am a man. And it's not just semantics--adopting gender language means I have to abandon objective science and accept the subjective malleable continuum of unprovable "genders" in place of real science.
>>
>> You can't take one step into the alternate universe of trans without abandoning your own universe.
>>
>> g.
>>
>>
>> On Sat, Feb 22, 2020 at 12:52 PM Walt Heyer wrote:
>>> Your spot on
>>>
>>>
>>>
>>>
>>>>
>>>>
>>>> On Sat, Feb 22, 2020 at 2:48 PM, Michelle Cretella
>>>> wrote:
>>>>
>>>>
>>>>
>>>> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>>>>
>>>> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister wrote:
>>>>> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>>>>>
>>>>> Mary E. McAlister, Esq.
>>>>> Senior Litigation Counsel
>>>>> Child & Parental Rights Campaign
>>>>> P.O. Box 637
>>>>> Monroe, VA 24574
>>>>> 434 610-0873

>>>>> mmcalister@childparentrights.org
>>>>> childparentrights.org
>>>>>
>>>>> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition wrote:
>>>>>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>>>>>
>>>>>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>>>>>
>>>>>>
>>>>>>
>>>>>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition wrote:
>>>>>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>>>>>
>>>>>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>>>>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>>>>>
>>>>>>> If any of you are on twitter, please retweet. Thank you! -K
>>>>>>>
>>>>>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young wrote:
>>>>>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>>>>>
>>>>>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>>>>>
>>>>>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>>>>>
>>>>>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.

>>>>>>>>
>>>>>>>> Counter arguments I am considering include:
>>>>>>>>
>>>>>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>>>>>
>>>>>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>>>>>
>>>>>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>>>>>
>>>>>>>> Julianne Young
>>>>>>>>
>>>>>>>>
>>>>>>>>
>>>>>>>>
>>>>>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young wrote:
>>>>>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>>>>>
>>>>>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young wrote:
>>>>>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
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>>>>>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
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>>>>>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>>>>>
>>>>>>>>>>>> Feel free to comment on it and mark it up.

>>>>>>>>>>>>
>>>>>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young wrote:
>>>>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>>>>
>>>>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>>>>
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>>>>>>>>>>>>>
>>>>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>>>>
>>>>>>>>>>>>> Julianne Young
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>>>>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young wrote:
>>>>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
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>>>>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young wrote:
>>>>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
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>>>>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young wrote:
>>>>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young wrote:
>>>>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young wrote:
>>>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young wrote:
>>>>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young wrote:
>>>>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

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>>>>>>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>>>>> To: Richard Mast
>>>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
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>>>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson
>>>>>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition ; Natasha Chart ; Richard Mast ; Steve Smith ; Fred Deutsch ; Mary McAlister ; David Pickup ; Eunie Smith ; Gary McCaleb ; Glenn Ridder ; Horvath Hacsi ; James Shupe (Formerly Jamie Shupe) ; Michelle Cretella ; mike@drlaidlaw.com; Jane Robbins ; Lappert Patrick ; MD Paul Hruz PhD ; Margaret Clarke ; Matt Sharp ; McHugh Paul ; Monique Robles MD ; Quentin Van Meter ; Roger Brooks ; Scott, Greg ; Timothy Millea MD ; Vernadette Broyles ; Walt Heyer ; William Malone
>>>>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> Gee Whiz!

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>>>>>>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>   “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>   Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 2/23/2020 6:07:11 AM
To: "Julianne Young" <juliannehyoung@gmail.com>
Cc:
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

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Apologies, but it's not possible for me to come to Idaho, I've got too much going on healthwise.

James

On Sunday, February 23, 2020, 08:53:26 AM EST, Julianne Young wrote:

Thank you James. I used your story and testimony in the House committee hearing. I was planning to distribute copies of the documents you shared to the Senate committee. I we are able to get enough notice on the Senate side, would you be interested in or able to also come testify there?

On Sun, Feb 23, 2020 at 6:34 AM James Shupe (Formerly Jamie Shupe) wrote:
> Julianne,
>
> As mentioned previously, my recent court case can be used to help attack the gender identity problem, along the lines of what Kelsey said, it's legal fiction. And a legal fiction isn't supposed to cause harm.
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> Checking out the wording in my petition and order.
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> James
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> On Saturday, February 22, 2020, 11:40:21 PM EST, Julianne Young wrote:
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> Thank you so much for the feedback. One thing that keeps nagging at my mind along these lines is that the court relied on a gender identity definition of sex in order to find that the state violated the equal protection clause--

"We didn't treat the plaintiffs (biological males) like other women," etc. This ruling was not about whether the plaintiffs could change their sex identifier, it was about whether it was lawful for a state to identify citizens based on biology. In practice, the F.V. v Barron ruling ignored the existing state defined biology based definition and imposed a new definition of sex on the state without ever directly addressing an argument as to why this was justified. It was assumed via their circular arguments. If there are court cases or other info which could help me attack the ruling from this angle it could be helpful. Shouldn't a court be mandated to rule based on existing definitions in the law? As long as people hold the ruling to be legitimate our fight will be much harder.
>
> On Sat, Feb 22, 2020 at 4:50 PM Michelle Cretella wrote:
>> Almost right, Gary ... in Transtopia you are a man if and only if the State authenticates what you say you are (and take that one step further ... a man is NOT a father because he is a man who sired a child; he is only a father if the State says he is ... although this is also a consequence first of Obergefell).
>>
>> On Sat, Feb 22, 2020 at 5:20 PM Gary McCaleb wrote:
>>> A point that keeps niggling at me is there is sort of a universal coercion from GEID theory. If I am forced to affirm a person as transgender, perforce I must identify myself not as a male, but as a cis-gender man. I'm not male because I was created male in the womb, but because I now think I am a man. And it's not just semantics--adopting gender language means I have to abandon objective science and accept the subjective malleable continuum of unprovable "genders" in place of real science.
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>>> You can't take one step into the alternate universe of trans without abandoning your own universe.
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>>> g.
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>>> On Sat, Feb 22, 2020 at 12:52 PM Walt Heyer wrote:
>>>> Your spot on
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>>>>> On Sat, Feb 22, 2020 at 2:48 PM, Michelle Cretella
>>>>> wrote:
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>>>>> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>>>>>
>>>>> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister wrote:
>>>>>> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>>>>>>
>>>>>> Mary E. McAlister, Esq.

>>>>>> Senior Litigation Counsel
>>>>>> Child & Parental Rights Campaign
>>>>>> P.O. Box 637
>>>>>> Monroe, VA 24574
>>>>>> 434 610-0873
>>>>>> mmcalister@childparentrights.org
>>>>>> childparentrights.org
>>>>>>
>>>>>> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition wrote:
>>>>>>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
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>>>>>>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
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>>>>>>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition wrote:
>>>>>>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
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>>>>>>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>>>>>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>>>>>>
>>>>>>>> If any of you are on twitter, please retweet. Thank you! -K
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>>>>>>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young wrote:
>>>>>>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>>>>>>
>>>>>>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>>>>>>
>>>>>>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.

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>>>>>>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
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>>>>>>>>> Counter arguments I am considering include:
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>>>>>>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
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>>>>>>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
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>>>>>>>>> I would sincerely appreciate legal feedback and suggestions.
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>>>>>>>>> Julianne Young
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>>>>>>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young wrote:
>>>>>>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
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>>>>>>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young wrote:
>>>>>>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
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>>>>>>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young wrote:
>>>>>>>>>>>> Hello all,
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>>>>>>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>>>>>>
>>>>>>>>>>>> Julianne Young
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>>>>>>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young wrote:
>>>>>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>>>>>
>>>>>>>>>>>> Feel free to comment on it and mark it up.
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>>>>>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young wrote:
>>>>>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>>>>>
>>>>>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young wrote:
>>>>>>>>>>>>>> Dear Friends,
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>>>>>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
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>>>>>>>>>>>>>> Julianne Young
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>>>>>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young wrote:
>>>>>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
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>>>>>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young wrote:
>>>>>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
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>>>>>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young wrote:
>>>>>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young wrote:
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>>>>>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young wrote:
>>>>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young wrote:
>>>>>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young wrote:
>>>>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia

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>>>>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>>>>>>> To: Richard Mast
>>>>>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for

Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson
>>>>>>>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition ; Natasha Chart ; Richard Mast ; Steve Smith ; Fred Deutsch ; Mary McAlister ; David Pickup ; Eunie Smith ; Gary McCaleb ; Glenn Ridder ; Horvath Hacsi ; James Shupe (Formerly Jamie Shupe) ; Michelle Cretella ; mike@drlaidlaw.com; Jane Robbins ; Lappert Patrick ; MD Paul Hruz PhD ; Margaret Clarke ; Matt Sharp ; McHugh Paul ; Monique Robles MD ; Quentin Van Meter ; Roger Brooks ; Scott, Greg ; Timothy Millea MD ; Vernadette Broyles ; Walt Heyer ; William Malone
>>>>>>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson wrote:

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>>>>>>>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms,

identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>   “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>   Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 2/23/2020 6:14:10 AM
To: "Michelle Cretella" <drmcretella@gmail.com>, "Julianne Young" <juliannehyoung@gmail.com>
Cc: "Gary McCaleb" <mccgsm@gmail.com>, "waltsbook@yahoo.com" <waltsbook@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

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Here are my thoughts on how you should go about attacking gender identity. The foundation of the thing is built upon a sexual paraphilia, a transvestic disorder, that's been gradually cleansed.

So I attacked two avenues in my sex change petition, legal fiction, and the sexual paraphilia.

"Autogynephilia is defined as a male's propensity to be sexually aroused by the thought of himself as a female. It is the paraphilia that is theorized to underlie transvestism and some forms of male-to-female (MtF) transsexualism."

https://www.ncbi.nlm.nih.gov/pubmed/22005209

The transvestic disorder develops into a female persona:

"The fifth step in becoming a transvestite involves fixing the gratification pattern in the identity of the transvestite. Until this fifth step occurs one cannot speak of a person as being a true transvestite; he may have branched off into some other form of deviant sexual behavior, or he may be functioning in a normal heterosexual pattern. The combination of the initial autoerotic retreat with the elaboration of the fetishistic interest into complete cross-dressing, and possibly the development of a feminine personality within the individual(8) as an alter ego to his male personality (78% feel themselves a different personality when dressed in women's clothes(9)), provides a synthetic dyad within the individual which gives him the libidinal rewards of both narcissistic and dyadic regression (Slater, esp. p. 348)."

http://www.tbuckner.com/TRANSVES.HTM

It then develops into gender dysphoria:

"Later in life (sometimes in their 50s or 60s), some men who were cross-dressers only in their teens and twenties develop gender dysphoria."

https://www.merckmanuals.com/home/mental-health-disorders/sexuality-and-sexual-disorders/transvestism

They'll counter, that this doesn't explain male children but actually it does:

"Case reports by Stoller (1985) and by Zucker and Blanchard (1997) make it clear that genital arousal with cross-dressing can occur as early as age 3 years."

http://www.annelawrence.com/autogynephilia,_a_paraphilic_model_of_GID.pdf

Last, look at all the inconsistent definitions of gender identity I've gathered. The trans organizations aren't even consistent.

https://sites.google.com/view/genderidentitydefinitions/gender-identity-definitions?authuser=0

How females arrive at having gender dysphoria is much different and I'll leave it to Kara, Natasha, and Kelsey to give you a narrative for that. The females came into this much later, but they're now the vehicle for the school cases because nothing says male like facial hair that's been created by testosterone injections.

James

On Saturday, February 22, 2020, 11:40:21 PM EST, Julianne Young wrote:

Thank you so much for the feedback. One thing that keeps nagging at my mind along these lines is that the court relied on a gender identity definition of sex in order to find that the state violated the equal protection clause--"We didn't treat the plaintiffs (biological males) like other women," etc. This ruling was not about whether the plaintiffs could change their sex identifier, it was about whether it was lawful for a state to identify citizens based on biology. In practice, the F.V. v Barron ruling ignored the existing state defined biology based definition and imposed a new definition of sex on the state without ever directly addressing an argument as to why this was justified. It was assumed via their circular arguments. If there are court cases or other info which could help me attack the ruling from this angle it could be helpful. Shouldn't a court be mandated to rule based on existing definitions in the law? As long as people hold the ruling to be legitimate our fight will be much harder.

On Sat, Feb 22, 2020 at 4:50 PM Michelle Cretella wrote:
> Almost right, Gary ... in Transtopia you are a man if and only if the State authenticates what you say you are (and take that one step further ... a man is NOT a father because he is a man who sired a child; he is only a father if the State says he is ... although this is also a consequence first of Obergefell).
>
> On Sat, Feb 22, 2020 at 5:20 PM Gary McCaleb wrote:

>> A point that keeps niggling at me is there is sort of a universal coercion from GEID theory. If I am forced to affirm a person as transgender, perforce I must identify myself not as a male, but as a cis-gender man. I'm not male because I was created male in the womb, but because I now think I am a man. And it's not just semantics--adopting gender language means I have to abandon objective science and accept the subjective malleable continuum of unprovable "genders" in place of real science.
>>
>> You can't take one step into the alternate universe of trans without abandoning your own universe.
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>> g.
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>> On Sat, Feb 22, 2020 at 12:52 PM Walt Heyer wrote:
>>> Your spot on
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>>>> On Sat, Feb 22, 2020 at 2:48 PM, Michelle Cretella
>>>> wrote:
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>>>> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>>>>
>>>> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister wrote:
>>>>> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>>>>>
>>>>> Mary E. McAlister, Esq.
>>>>> Senior Litigation Counsel
>>>>> Child & Parental Rights Campaign
>>>>> P.O. Box 637
>>>>> Monroe, VA 24574
>>>>> 434 610-0873
>>>>> mmcalister@childparentrights.org
>>>>> childparentrights.org
>>>>>
>>>>> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition wrote:
>>>>>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
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>>>>>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?

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>>>>>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition wrote:
>>>>>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>>>>>
>>>>>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>>>>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>>>>>
>>>>>>> If any of you are on twitter, please retweet. Thank you! -K
>>>>>>>
>>>>>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young wrote:
>>>>>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>>>>>
>>>>>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
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>>>>>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
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>>>>>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
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>>>>>>>> Counter arguments I am considering include:
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>>>>>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>>>>>
>>>>>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to

observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
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>>>>>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>>>>>
>>>>>>>> Julianne Young
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>>>>>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young wrote:
>>>>>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>>>>>
>>>>>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young wrote:
>>>>>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
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>>>>>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young wrote:
>>>>>>>>>>> Hello all,
>>>>>>>>>>>
>>>>>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>>>>>
>>>>>>>>>>> Julianne Young
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>>>>>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young wrote:
>>>>>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>>>>>
>>>>>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>>>>>
>>>>>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young wrote:
>>>>>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>>>>>
>>>>>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young wrote:
>>>>>>>>>>>>>> Dear Friends,

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>>>>>>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Julianne Young
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>>>>>>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young wrote:
>>>>>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young wrote:
>>>>>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young wrote:
>>>>>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young wrote:
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>>>>>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young wrote:
>>>>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young wrote:
>>>>>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young wrote:
>>>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
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>>>>>>>>>>>>>>>>>>> From: Julianne Young Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
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>>>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>>>>>> To: Richard Mast
>>>>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday,
January 24
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>>>>>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a
quote as follows:
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>>>>>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and
gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk

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>>>>>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
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>>>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson
>>>>>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition ; Natasha Chart ; Richard Mast ; Steve Smith ; Fred Deutsch ; Mary McAlister ; David Pickup ; Eunie Smith ; Gary McCaleb ; Glenn Ridder ; Horvath Hacsi ; James Shupe (Formerly Jamie Shupe) ; Michelle Cretella ; mike@drlaidlaw.com; Jane Robbins ; Lappert Patrick ; MD Paul Hruz PhD ; Margaret Clarke ; Matt Sharp ; McHugh Paul ; Monique Robles MD ; Quentin Van Meter ; Roger Brooks ; Scott, Greg ; Timothy Millea MD ; Vernadette Broyles ; Walt Heyer ; William Malone
>>>>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner’s Syndrome, Klinefelter’s Syndrome, etc.

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>>>>>>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”
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>>>>>>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender

treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> "Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for

Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 2/24/2020 6:20:02 AM
To: "waltsbook@yahoo.com" <waltsbook@yahoo.com>, "Gary McCaleb" <mccgsm@gmail.com>
Cc: "drmcretella@gmail.com" <drmcretella@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Julianne Young" <juliannehyoung@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

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Piggybacking on what Gary had to say, this is a very interesting argument, forcing the victim to say, for example, in a rape case to claim the perpetrator was female too.

"The Bench Book advises that transgender defendants should be addressed by the pronouns of their choice and that ‘self-definition is the most important criteria’ (sic). At least one victim of violence by a transgender woman has been reprimanded in court for using male pronouns while describing the attack. Finding the defendant guilty, the judge refused the victim compensation, saying that when asked to refer to the defendant as ‘she’, the victim had done so with ‘bad grace’ or continued to use ‘he’."

https://www.lawgazette.co.uk/news/warning-over-judges-transgender-guidance/5103196.article

James

On Saturday, February 22, 2020, 05:21:47 PM EST, Gary McCaleb <mccgsm@gmail.com> wrote:

A point that keeps niggling at me is there is sort of a universal coercion from GEID theory. If I am forced to affirm a person as transgender, perforce I must identify myself not as a male, but as a cis-gender man. I'm not male because I was created male in the womb, but because I now think I am a man. And it's not just semantics--adopting gender language means I have to abandon objective science and accept the subjective malleable continuum of unprovable "genders" in place of real science.

You can't take one step into the alternate universe of trans without abandoning your own universe.

g.

On Sat, Feb 22, 2020 at 12:52 PM Walt Heyer <waltsbook@yahoo.com> wrote:
> Your spot on
>
>
>
>
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>>
>> On Sat, Feb 22, 2020 at 2:48 PM, Michelle Cretella
>> <drmcretella@gmail.com> wrote:
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>>
>> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>>
>> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
>>> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>>>
>>> Mary E. McAlister, Esq.
>>> Senior Litigation Counsel
>>> Child & Parental Rights Campaign
>>> P.O. Box 637
>>> Monroe, VA 24574
>>> 434 610-0873
>>> mmcalister@childparentrights.org
>>> childparentrights.org
>>>
>>> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
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>>>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
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>>>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
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>>>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>>>

>>>>> If any of you are on twitter, please retweet. Thank you! -K
>>>>>
>>>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
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>>>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
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>>>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
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>>>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
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>>>>>> Counter arguments I am considering include:
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>>>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>>>
>>>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
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>>>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>>>
>>>>>> Julianne Young
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>>>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>>>
>>>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>>>
>>>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Hello all,
>>>>>>>>>
>>>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>>>

>>>>>>>>> Julianne Young
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>>>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>>>
>>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>>
>>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGl/edit
>>>>>>>>>>
>>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Dear Friends,
>>>>>>>>>>>
>>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>>
>>>>>>>>>>> Julianne Young
>>>>>>>>>>>
>>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).

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>>>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
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>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am

Zero!”
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>>>>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
>>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
>>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.

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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 2/24/2020 6:38:43 AM
To: "Michelle Cretella" <drmcretella@gmail.com>, "Julianne Young" <juliannehyoung@gmail.com>
Cc: "Gary McCaleb" <mccgsm@gmail.com>, "waltsbook@yahoo.com" <waltsbook@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

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This is another area that needs daylight disinfectant in this discussion:

"People who are 65 years of age or older, who identify as transgender, 97 percent of those people transitioned after the age of 55," she said."

https://www.cbs19news.com/story/41773530/case-study-explores-needs-of-transgenderidentified-senior-citizens

This is another area that needs to be attacked because as Dr. Ray Blanchard has pointed out most trans-identifying people in western countries are autogynephilic, meaning they're transvestites that are sexually aroused by the idea of themselves as a female. So the homosexual transsexual population comes from a very tiny group of kids, and that small group is being used to advance transgenderism for this adult transgender population. Kids like Jazz Jennings, that are feminine gay boys. But they too are sexually motivated, because their goal is to attract straight male sex partners because they're unwanted in the gay community.

James

On Saturday, February 22, 2020, 11:40:21 PM EST, Julianne Young wrote:

Thank you so much for the feedback. One thing that keeps nagging at my mind along these lines is that the court relied on a gender identity definition of sex in order to find that the state violated the equal protection clause--"We didn't treat the plaintiffs (biological males) like other women," etc. This ruling was not about whether the

plaintiffs could change their sex identifier, it was about whether it was lawful for a state to identify citizens based on biology. In practice, the F.V. v Barron ruling ignored the existing state defined biology based definition and imposed a new definition of sex on the state without ever directly addressing an argument as to why this was justified. It was assumed via their circular arguments. If there are court cases or other info which could help me attack the ruling from this angle it could be helpful. Shouldn't a court be mandated to rule based on existing definitions in the law? As long as people hold the ruling to be legitimate our fight will be much harder.

On Sat, Feb 22, 2020 at 4:50 PM Michelle Cretella wrote:
> Almost right, Gary ... in Transtopia you are a man if and only if the State authenticates what you say you are (and take that one step further ... a man is NOT a father because he is a man who sired a child; he is only a father if the State says he is ... although this is also a consequence first of Obergefell).
>
> On Sat, Feb 22, 2020 at 5:20 PM Gary McCaleb wrote:
>> A point that keeps niggling at me is there is sort of a universal coercion from GEID theory. If I am forced to affirm a person as transgender, perforce I must identify myself not as a male, but as a cis-gender man. I'm not male because I was created male in the womb, but because I now think I am a man. And it's not just semantics--adopting gender language means I have to abandon objective science and accept the subjective malleable continuum of unprovable "genders" in place of real science.
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>> You can't take one step into the alternate universe of trans without abandoning your own universe.
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>> g.
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>> On Sat, Feb 22, 2020 at 12:52 PM Walt Heyer wrote:
>>> Your spot on
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>>>> On Sat, Feb 22, 2020 at 2:48 PM, Michelle Cretella
>>>> wrote:
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>>>> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>>>>
>>>> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister wrote:
>>>>> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>>>>>
>>>>> Mary E. McAlister, Esq.
>>>>> Senior Litigation Counsel

>>>>> Child & Parental Rights Campaign
>>>>> P.O. Box 637
>>>>> Monroe, VA 24574
>>>>> 434 610-0873
>>>>> mmcalister@childparentrights.org
>>>>> childparentrights.org
>>>>>
>>>>> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition wrote:
>>>>>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
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>>>>>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
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>>>>>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition wrote:
>>>>>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>>>>>
>>>>>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>>>>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>>>>>
>>>>>>> If any of you are on twitter, please retweet. Thank you! -K
>>>>>>>
>>>>>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young wrote:
>>>>>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>>>>>
>>>>>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>>>>>
>>>>>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
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>>>>>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
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>>>>>>>> Counter arguments I am considering include:
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>>>>>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>>>>>
>>>>>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
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>>>>>>>> I would sincerely appreciate legal feedback and suggestions.
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>>>>>>>> Julianne Young
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>>>>>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young wrote:
>>>>>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
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>>>>>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young wrote:
>>>>>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
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>>>>>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young wrote:
>>>>>>>>>>> Hello all,
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>>>>>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>>>>>
>>>>>>>>>>> Julianne Young
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>>>>>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young wrote:

>>>>>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>>>>>
>>>>>>>>>>>> Feel free to comment on it and mark it up.
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>>>>>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young wrote:
>>>>>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
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>>>>>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young wrote:
>>>>>>>>>>>>>> Dear Friends,
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>>>>>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
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>>>>>>>>>>>>>> Julianne Young
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>>>>>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young wrote:
>>>>>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
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>>>>>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young wrote:
>>>>>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
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>>>>>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young wrote:
>>>>>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young wrote:
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>>>>>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young wrote:
>>>>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young wrote:

>>>>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young wrote:
>>>>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>>>> To: Richard Mast
>>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a

quote as follows:
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>>>>>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are

on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young
>>>>>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson
>>>>>>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition ; Natasha Chart ; Richard Mast ; Steve Smith ; Fred Deutsch ; Mary McAlister ; David Pickup ; Eunie Smith ; Gary McCaleb ; Glenn Ridder ; Horvath Hacsi ; James Shupe (Formerly Jamie Shupe) ; Michelle Cretella ; mike@drlaidlaw.com; Jane Robbins ; Lappert Patrick ; MD Paul Hruz PhD ; Margaret Clarke ; Matt Sharp ; McHugh Paul ; Monique Robles MD ; Quentin Van Meter ; Roger Brooks ; Scott, Greg ; Timothy Millea MD ; Vernadette Broyles ; Walt Heyer ; William Malone
>>>>>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!

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>>>>>>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions

between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that "the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."
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>>>>>>>>>>>>>>>>>>>>>>>>>>>   "Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>   Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne

Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 3/21/2020 1:36:08 PM
To: "Walt Heyer" <waltsbook@yahoo.com>
Cc:
Bcc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

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Is it readily apparent that I'm still highly pissed about what I would describe as getting blindsided upon learning that Fred's plan was to have trans-identifying people, who's position was that it was medically necessary for them to transition, to testify for his bill?

Yeah, I'm still pissed about that stupid idea. Had I known that was the plan, I wouldn't have gotten involved.

On Saturday, March 21, 2020, 11:47:09 AM EDT, Walt Heyer <waltsbook@yahoo.com> wrote:

The surgeon who performed over 4000 surgeries admitted no one "transitions"
In a California Court Document I have.
Some of the contents of the document:
https://www.dailysignal.com/2020/02/21/sex-change-isnt-surgically-possible-my-surgeon-testified-in-court/

Walt

On Sat, Mar 21, 2020 at 10:58 AM, James Shupe (Formerly Jamie Shupe)
<jamie.shupe@yahoo.com> wrote:

> Fred,
>
> I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
>
> Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
>
> In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
>
> So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just

hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:

Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> It has been confirmed that we will get a hearing toward the beginning of next week.
>
> On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> >
> > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > >
> > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > >
> > > > Yes. This must be personalized!
> > > >
> > > > Stories - not facts - move people to act!
> > > >
> > > > Sent from my iPhone
> > > >
> > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > >
> > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > >
> > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> > > >
> > > > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > >
> > > > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > > > >
> > > > > James
> > > > >
> > > > > On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on

the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
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>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
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>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing

support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard– just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.

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>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary?
~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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From: Julianne Young
Sent: 2/23/2020 6:01:27 AM
To: "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Gary McCaleb" <mccgsm@gmail.com>, "waltsbook@yahoo.com" <waltsbook@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

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As I look a little closer, the testimony from Jamie O'Neill appears to address 3 bills moving through the house right now: the vital statistics act, a 'fairness in sports' act, and a bill that adds language to existing statute prohibiting female genital mutilation to prevent cross sex treatments for minors. This diminishes some of the credibility since the author doesn't appear to understand what is being put forward. However, if can provide some good professional counters (especially to the IOC consensus meeting) this would be good. F.V. v Barron relied, in part, on the claim that modern medical authorities understand sex and gender identity to be the same and that a biology based definition of sex is "archaic".

Julianne Young

On Sun, Feb 23, 2020 at 6:45 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> The following (at the bottom with attachments) has been sent to all House and Senate members this weekend from Jamie O Neill (Not sure if this is the gay Irish author, but maybe). If you have a strong counter, now would be a good time to send it. I am attaching the email addresses (here) so that they can be easily copied and pasted. Thank you in advance for helping us carry this forward. Getting to the Senators now is especially important. I believe, and the opposition apparently suspects as well, that this is where the battle will be.
>
> Representative Chris Abernathy <CAbernathy@house.idaho.gov>; Representative Jim Addis <JAddis@house.idaho.gov>; Representative Paul Amador <PAmador@house.idaho.gov>; Representative Neil A. Anderson <NAnderson@house.idaho.gov>; Representative Robert Anderst <RAnderst@house.idaho.gov>; Representative Kevin Andrus <KAndrus@house.idaho.gov>; Representative Randy Armstrong <Armstrong@house.idaho.gov>; Representative Vito Barbieri <VBar@house.idaho.gov>; Representative Scott Bedke <sbedke@house.idaho.gov>; Representative Steve Berch <SBerch@house.idaho.gov>; Representative Megan Blanksma <MBlanksma@house.idaho.gov>; Representative Judy Boyle <jboyle@house.idaho.gov>; Representative Greg Chaney <GChaney@house.idaho.gov>; Representative Sue Chew <schew@house.idaho.gov>; Representative Chad Christensen <CChristensen@house.idaho.gov>; Representative Lance W. Clow <LClow@house.idaho.gov>; Representative Gary Collins <gcollins@house.idaho.gov>; Representative Brent Crane <bcrane@house.idaho.gov>; Representative Muffy Davis <MDavis@house.idaho.gov>; Representative Gayann DeMordaunt <GDeMordaunt@house.idaho.gov>; Representative Sage Dixon <SDixon@house.idaho.gov>; Representative Barbara Ehardt <BEhardt@house.idaho.gov>; Representative Jake Ellis <JEllis@house.idaho.gov>; Representative Rod Furniss <RFurniss@house.idaho.gov>; Representative John L. Gannon <JGannon@house.idaho.gov>; Representative Terry Gestrin <tgestrin@house.idaho.gov>; Representative Marc Gibbs <mgibbs@house.idaho.gov>; Representative Priscilla Giddings <PGiddings@house.idaho.gov>; Representative Bill Goesling <BGoesling@house.idaho.gov>; Representative Brooke Green <BGreen@house.idaho.gov>; Representative Steven C. Harris <SHarris@house.idaho.gov>; Representative Linda Wright Hartgen <LHartgen@house.idaho.gov>; Representative James Holtzclaw <JHoltzclaw@house.idaho.gov>; Representative Wendy Horman <WendyHorman@house.idaho.gov>; Representative Clark Kauffman <CKauffman@house.idaho.gov>; Representative Ryan Kerby <RKerby@house.idaho.gov>; Representative Mike Kingsley <MKingsley@house.idaho.gov>; Representative Megan Kiska <MKiska@house.idaho.gov>; Representative Laurie Lickley <LLickley@house.idaho.gov>; Representative Gary Marshall <GMarshall@house.idaho.gov>; Representative Rob Mason <RMason@house.idaho.gov>; Representative John McCrostie <JMcCrostie@house.idaho.gov>; Representative Ron Mendive <RMendive@house.idaho.gov>; Representative Jason Monks <JMonks@house.idaho.gov>; Representative Dorothy Moon <DMoon@house.idaho.gov>; Representative Mike Moyle <mmoyle@house.idaho.gov>; Representative Lauren Necochea <LNecochea@house.idaho.gov>; Representative Tammy Nichols <TNichols@house.idaho.gov>; Representative Joe A. Palmer <jpalmer@house.idaho.gov>; Representative Britt Raybould <BRaybould@house.idaho.gov>; Representative Jerald Raymond

<JRaymond@house.idaho.gov>; Representative Timothy Dewitt Remington <TRemington@house.idaho.gov>; Representative Doug Ricks <DRicks@house.idaho.gov>; Representative Ilana Rubel <IRubel@house.idaho.gov>; Representative Heather Scott <HScott@house.idaho.gov>; Representative Paul Shepherd <pshepherd@house.idaho.gov>; Representative Elaine Smith <esmith@house.idaho.gov>; Representative Thyra Stevenson <TStevenson@house.idaho.gov>; Representative Scott Syme <SSyme@house.idaho.gov>; Representative Sally Toone <SToone@house.idaho.gov>; Representative Caroline Nilsson Troy <cntroy@house.idaho.gov>; Representative John Vander Woude <JVanderWoude@house.idaho.gov>; Representative Jarom Wagoner <JWagoner@house.idaho.gov>; Representative Melissa Wintrow <MWintrow@house.idaho.gov>; Representative Tony Wisniewski <TWisniewski@house.idaho.gov>; Representative Fred Wood <fwood@house.idaho.gov>; Representative Julianne Young <JYoung@house.idaho.gov>; Representative Rick D. Youngblood <RYoungblood@house.idaho.gov>; Representative Christy Zito <CZito@house.idaho.gov>; Representative Bryan Zollinger <BZollinger@house.idaho.gov>; Senator Jeff Agenbroad <JAgenbroad@senate.idaho.gov>; Senator Kelly Anthon <KAnthon@senate.idaho.gov>; Senator Steve Bair <sbair@senate.idaho.gov>; Senator Regina Bayer <RBayer@senate.idaho.gov>; Senator Bert Brackett <bbrackett@senate.idaho.gov>; Senator Cherie Buckner-Webb <CBucknerWebb@senate.idaho.gov>; Senator Grant Burgoyne <gburgoyne@senate.idaho.gov>; Senator Van Burtenshaw <VBurtenshaw@senate.idaho.gov>; Senator Don Cheatham <DCheatham@senate.idaho.gov>; Senator Carl Crabtree <CCrabtree@senate.idaho.gov>; Senator Lori Den Hartog <LDenHartog@senate.idaho.gov>; Senator Scott Grow <SGrow@senate.idaho.gov>; Senator Jim Guthrie <JGuthrie@senate.idaho.gov>; Senator Mark Harris <MHarris@senate.idaho.gov>; Senator Lee Heider <lheider@senate.idaho.gov>; Senator Brent Hill <bhill@senate.idaho.gov>; Senator Dan Johnson <djohnson@senate.idaho.gov>; Senator Maryanne Jordan <MJordan@senate.idaho.gov>; Senator Todd Lakey <TLakey@senate.idaho.gov>; Senator Abby Lee <ALee@senate.idaho.gov>; Senator Dave Lent <DLent@senate.idaho.gov>; Senator Patti Anne Lodge <palodge@senate.idaho.gov>; Senator Fred S. Martin <FMartin@senate.idaho.gov>; Senator Dean Mortimer <dmortimer@senate.idaho.gov>; Senator David Nelson <DNelson@senate.idaho.gov>; Senator Mark Nye <mnye@senate.idaho.gov>; Senator Jim Patrick <jpatrick@senate.idaho.gov>; Senator Jim Rice <jrice@senate.idaho.gov>; Senator Mary Souza <MSouza@senate.idaho.gov>; Senator Michelle Stennett <MStennett@senate.idaho.gov>; Senator Steven Thayn <sthayn@senate.idaho.gov>; Senator Steve Vick <sjvick@senate.idaho.gov>; Senator Janie Ward-Engelking <JWardEngelking@senate.idaho.gov>; Senator Chuck Winder <cwinder@senate.idaho.gov>; Senator Jim Woodward <JWoodward@senate.idaho.gov>

Good Afternoon Representatives and Senators.

Please find attached my opposition to House Bill No. 509.

The World Professional Association for Transgender Health (WPATH), Standard of Care 7th Edition: https://wpath.org/publications/soc

Also attached for your reference is the following documents:
IOC Consensus Meeting on Sex Reassignment and Hyperandrogenism November 2015
NCAA Inclusion of Transgender Student-Athletes

Kind regards,
Jamie O'Neill

On Sun, Feb 23, 2020 at 5:25 AM <drmcretella@gmail.com> wrote:

> You are absolutely right! That circular lie must be attacked and found to invalidate the original ruling or else we are done.
>
> Sent from my iPhone
>
> > On Feb 22, 2020, at 11:40 PM, Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > Thank you so much for the feedback. One thing that keeps nagging at my mind along these lines is that the court relied on a gender identity definition of sex in order to find that the state violated the equal protection clause-- "We didn't treat the plaintiffs (biological males) like other women," etc. This ruling was not about whether the plaintiffs could change their sex identifier, it was about whether it was lawful for a state to identify citizens based on biology. In practice, the F.V. v Barron ruling ignored the existing state defined biology based definition and imposed a new definition of sex on the state without ever directly addressing an argument as to why this was justified. It was assumed via their circular arguments. If there are court cases or other info which could help me attack the ruling from this angle it could be helpful. Shouldn't a court be mandated to rule based on existing definitions in the law? As long as people hold the ruling to be legitimate our fight will be much harder.

On Sat, Feb 22, 2020 at 4:50 PM Michelle Cretella <drmcretella@gmail.com> wrote:

> Almost right, Gary ... in Transtopia you are a man if and only if the State authenticates what you say you are (and take that one step further ... a man is NOT a father because he is a man who sired a child; he is only a father if the State says he is ... although this is also a consequence first of Obergefell).
>
> On Sat, Feb 22, 2020 at 5:20 PM Gary McCaleb <mccgsm@gmail.com> wrote:
>
> > A point that keeps niggling at me is there is sort of a universal coercion from GEID theory. If I am forced to affirm a person as transgender, perforce I must identify myself not as a male, but as a cis-gender man. I'm not male because I was created male in the womb, but because I now think I am a man. And it's not just semantics--adopting gender language means I have to abandon objective science and accept the subjective malleable continuum of unprovable "genders" in place of real science.
> >
> > You can't take one step into the alternate universe of trans without abandoning your own universe.
> >
> > g.
> >
> > On Sat, Feb 22, 2020 at 12:52 PM Walt Heyer <waltsbook@yahoo.com> wrote:
> >
> > > Your spot on
> > >
> > > On Sat, Feb 22, 2020 at 2:48 PM, Michelle Cretella <drmcretella@gmail.com> wrote:
> > >
> > > > But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
> > > >
> > > > On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> > > >
> > > > > Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
> > > > >
> > > > > Mary E. McAlister, Esq.
> > > > > Senior Litigation Counsel
> > > > > Child & Parental Rights Campaign
> > > > > P.O. Box 637
> > > > > Monroe, VA 24574
> > > > > 434 610-0873
> > > > > mmcalister@childparentrights.org
> > > > > childparentrights.org
> > > > >
> > > > > On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > > >
> > > > > > Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is **the state compelling an unwilling party to party to that legal fiction**...parents whose legal records state they gave birth to a son when they

really gave birth to a daughter.

Haven't had a chance to watch the hearing, but was this argument part of the testimony?

On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>
> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>
> If any of you are on twitter, please retweet. Thank you! -K
>
> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
> >
> > We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
> >
> > Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
> >
> > The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
> >
> > Counter arguments I am considering include:
> >
> > The proposed statute complies with the requirement of the injunction in that the statute does not

automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.

The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.

I would sincerely appreciate legal feedback and suggestions.

Julianne Young

On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>
> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
> >
> > On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > Hello all,
> > >
> > > I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
> > >
> > > Julianne Young
> > >
> > > On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > And one last document-- This is an op-ed/ press statement if it passes muster:
> > > > https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit

Feel free to comment on it and mark it up.

On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>
> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>
> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > Dear Friends,
> >
> > Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
> >
> > Julianne Young
> >
> > On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > Any last comments are invited. We'll RS at the end of the day.
> > >
> > > On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > And one more small change from our attorney general in 39-245A (1) (iv) and (v).
> > > >
> > > > On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > > And with one more small change in (4) as recommended by ADF.
> > > > >
> > > > > On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > > >
> > > > > > I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
> > > > > >
> > > > > > On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > > > > In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
> > > > > > >
> > > > > > > Thoughts on this idea?

On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:

My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.

Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).

They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.

They raised some good questions regarding (5) though:

1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.

2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?

The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!

Representative Young

On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:

Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?

On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:

> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
> **Liberty Counsel**
> PO Box 540774
> Orlando, FL 32854
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> Offices in DC, FL, and VA
> *Licensed in Virginia
>
> **From:** Julianne Young <juliannehyoung@gmail.com>

Sent: Wednesday, February 5, 2020 12:05 PM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.

On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:

> I think that works.

Richard L. Mast, Esq.*
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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Wednesday, February 5, 2020 10:18 AM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:

> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
>
> of* unintended medical harm, and will greatly impede medical research.

However, I'm not sure addresses your fundamental concern.

On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:

> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
>
> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.

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From: Julianne Young <juliannehyoung@gmail.com>
Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.

Thank you for your help in ironing out these final wrinkles.

Representative Young

On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

> Gee Whiz!
>
> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
>
> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
>
> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind?

Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!

Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!

I feel better.

BH

On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
>
> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
>
> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
>
> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
>
> > This is great, I love it. Thank you for doing this.

On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
>
> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
>
> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
>
> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
>
> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
>
> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that "the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."
>
> "Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,
>
> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
>
> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
>
> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
>
> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
>
> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a

birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.

Julianne has a short window to receive comments (especially desired from the medical experts).

Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.

There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.

Thanks,

Richard L. Mast, Esq.*
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www.KelseyCoalition.org

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www.KelseyCoalition.org

From: Julianne Young
Sent: 2/23/2020 7:10:23 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

---

I understand. Thank you for sharing your story and your expertise.

On Sun, Feb 23, 2020 at 7:07 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Apologies, but it's not possible for me to come to Idaho, I've got too much going on healthwise.
>
> James
>
> On Sunday, February 23, 2020, 08:53:26 AM EST, Julianne Young <juliannehyoung@gmail.com> wrote:
>
> Thank you James. I used your story and testimony in the House committee hearing. I was planning to distribute copies of the documents you shared to the Senate committee. I we are able to get enough notice on the Senate side, would you be interested in or able to also come testify there?
>
> On Sun, Feb 23, 2020 at 6:34 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > Julianne,
> >
> > As mentioned previously, my recent court case can be used to help attack the gender identity problem, along the lines of what Kelsey said, it's legal fiction. And a legal fiction isn't supposed to cause harm.
> >
> > Checking out the wording in my petition and order.
> >
> > James
> >
> >
> >
> >
> > On Saturday, February 22, 2020, 11:40:21 PM EST, Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> >
> >
> >
> >
> > Thank you so much for the feedback. One thing that keeps nagging at my mind along these lines is that the court

relied on a gender identity definition of sex in order to find that the state violated the equal protection clause-- "We didn't treat the plaintiffs (biological males) like other women," etc. This ruling was not about whether the plaintiffs could change their sex identifier, it was about whether it was lawful for a state to identify citizens based on biology. In practice, the F.V. v Barron ruling ignored the existing state defined biology based definition and imposed a new definition of sex on the state without ever directly addressing an argument as to why this was justified. It was assumed via their circular arguments. If there are court cases or other info which could help me attack the ruling from this angle it could be helpful. Shouldn't a court be mandated to rule based on existing definitions in the law? As long as people hold the ruling to be legitimate our fight will be much harder.
>
> On Sat, Feb 22, 2020 at 4:50 PM Michelle Cretella <drmcretella@gmail.com> wrote:
>> Almost right, Gary ... in Transtopia you are a man if and only if the State authenticates what you say you are (and take that one step further ... a man is NOT a father because he is a man who sired a child; he is only a father if the State says he is ... although this is also a consequence first of Obergefell).
>>
>> On Sat, Feb 22, 2020 at 5:20 PM Gary McCaleb <mccgsm@gmail.com> wrote:
>>> A point that keeps niggling at me is there is sort of a universal coercion from GEID theory. If I am forced to affirm a person as transgender, perforce I must identify myself not as a male, but as a cis-gender man. I'm not male because I was created male in the womb, but because I now think I am a man. And it's not just semantics-- adopting gender language means I have to abandon objective science and accept the subjective malleable continuum of unprovable "genders" in place of real science.
>>>
>>> You can't take one step into the alternate universe of trans without abandoning your own universe.
>>>
>>> g.
>>>
>>>
>>> On Sat, Feb 22, 2020 at 12:52 PM Walt Heyer <waltsbook@yahoo.com> wrote:
>>>> Your spot on
>>>>
>>>>
>>>>
>>>>
>>>>
>>>>
>>>> On Sat, Feb 22, 2020 at 2:48 PM, Michelle Cretella
>>>> <drmcretella@gmail.com> wrote:
>>>>
>>>>
>>>>
>>>> But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!
>>>>>
>>>>> On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
>>>>>> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.

>>>>>>
>>>>>> Mary E. McAlister, Esq.
>>>>>> Senior Litigation Counsel
>>>>>> Child & Parental Rights Campaign
>>>>>> P.O. Box 637
>>>>>> Monroe, VA 24574
>>>>>> 434 610-0873
>>>>>> mmcalister@childparentrights.org
>>>>>> childparentrights.org
>>>>>>
>>>>>> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>>>>>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>>>>>>
>>>>>>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>>>>>>
>>>>>>>
>>>>>>>
>>>>>>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>>>>>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>>>>>>
>>>>>>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>>>>>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>>>>>>
>>>>>>>> If any of you are on twitter, please retweet. Thank you! -K
>>>>>>>>
>>>>>>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>>>>>>
>>>>>>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>>>>>>
>>>>>>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't

have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>>>>>>
>>>>>>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>>>>>>
>>>>>>>>> Counter arguments I am considering include:
>>>>>>>>>
>>>>>>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>>>>>>
>>>>>>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>>>>>>
>>>>>>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>>>>>>
>>>>>>>>> Julianne Young
>>>>>>>>>
>>>>>>>>>
>>>>>>>>>
>>>>>>>>>
>>>>>>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>>>>>>
>>>>>>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>>>>>>
>>>>>>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> Hello all,
>>>>>>>>>>>>
>>>>>>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>>>>>>

>>>>>>>>>>>> Julianne Young
>>>>>>>>>>>>
>>>>>>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>>>>>
>>>>>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>>>>>
>>>>>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>>>>>
>>>>>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> Dear Friends,
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> Julianne Young
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>>>>>>

>>>>>>>>>>>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>> LC.org

>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of

all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You

are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer

both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>   “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>   Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed.

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Attachment:

From: Walt Heyer
Sent: 3/19/2020 12:27:39 PM
To: "margaretclarke317@icloud.com" <margaretclarke317@icloud.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>
Cc: "Julianne Young" <juliannehyoung@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Mast Richard" <RMast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for
Attachments: image004.jpg

Amen

On Thu, Mar 19, 2020 at 4:17 PM, Margaret Clarke <margaretclarke317@icloud.com> wrote:

> Dear Fred,
>
> Please do not say that the South Dakota effort failed!!
>
> You successfully inspired, encouraged and counseled numerous VCAP efforts around the country. You brought together the brightest most experienced professions from coast to coast to sacrificially and generously provide numerous white papers to persuade reticent legislators. You established the ideal witness list that we are all still following in our individual states. You lead the way with creative media efforts that each of us have tailored to our individual states and speakers. Your sacrifice of time, energy and resources was the epitome of servant leadership. Your courage to confront this growing abomination in spite of the attacks has fortified many other witnesses and legislative sponsors who have been attached knowing that you have gone before us. And, most importantly you connected us all to each other.
>
> This is just beginning.
>
> Thank you Fred, et. All.
> Margaret Clarke, General Counsel
> Eagle Forum of Alabama
> *Leading the pro-family movement since 1972*
> 205.879.7096 office
> 205.587.5166 cell
> margaretclarke317@icloud.com
> www.eagleforum.org

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On Mar 19, 2020, at 2:32 PM, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: governor@gov.idaho.gov

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.

Julianne Young

On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
It has been confirmed that we will get a hearing toward the beginning of next week.

On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.

On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.

On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
Yes. This must be personalized!
Stories - not facts - move people to act!

Sent from my iPhone

On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:

>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at

9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
  https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>

>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel

>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
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>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary

McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner’s Syndrome, Klinefelter’s Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>>   “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>   Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are

legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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From: Walt Heyer
Sent: 3/21/2020 7:24:38 AM
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>, "Julianne Young" <juliannehyoung@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

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It is true no one can "transition" a myth and indeed what I have for many years "identified" as a medical fraud to change a birth document to a different gender when it never has happened.

Walt

On Sat, Mar 21, 2020 at 10:58 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Fred,
>
> I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
>
> Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
>
> In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
>
> So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> It has been confirmed that we will get a hearing toward the beginning of next week.
>
> On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> >
> > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > >
> > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > >
> > > > Yes. This must be personalized!
> > > >
> > > > Stories - not facts - move people to act!
> > > >
> > > > Sent from my iPhone
> > > >
> > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > >
> > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > >
> > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> > > >
> > > > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > >
> > > > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > > > >
> > > > > James
> > > > >
> > > > > On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.

>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive

determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex

negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!

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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary?
~KC
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some

additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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www.KelseyCoalition.org

From: Walt Heyer
Sent: 3/21/2020 7:47:05 AM
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>, "Julianne Young" <juliannehyoung@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

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The surgeon who performed over 4000 surgeries admitted no one "transitions"
In a California Court Document I have.
Some of the contents of the document:
https://www.dailysignal.com/2020/02/21/sex-change-isnt-surgically-possible-my-surgeon-testified-in-court/

Walt

On Sat, Mar 21, 2020 at 10:58 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Fred,
>
> I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
>
> Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.
>
> In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.
>
> So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just

hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:

Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> It has been confirmed that we will get a hearing toward the beginning of next week.
>
> On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> >
> > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > >
> > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > >
> > > > Yes. This must be personalized!
> > > >
> > > > Stories - not facts - move people to act!
> > > >
> > > > Sent from my iPhone
> > > >
> > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > >
> > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > >
> > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> > > >
> > > > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > >
> > > > > As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
> > > > >
> > > > > James
> > > > >
> > > > > On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
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>>>> Counter arguments I am considering include:
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>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on

the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing

support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard– just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.

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>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary?
~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
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>>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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From: Walt Heyer
Sent: 3/21/2020 2:44:19 PM
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

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I was not aware of that until after the fact when you told me.

Many people still do not know what to do with the people and this is an example.

Walt

On Sat, Mar 21, 2020 at 4:36 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Is it readily apparent that I'm still highly pissed about what I would describe as getting blindsided upon learning that Fred's plan was to have trans-identifying people, who's position was that it was medically necessary for them to transition, to testify for his bill?
>
> Yeah, I'm still pissed about that stupid idea. Had I known that was the plan, I wouldn't have gotten involved.
>
> On Saturday, March 21, 2020, 11:47:09 AM EDT, Walt Heyer <waltsbook@yahoo.com> wrote:
>
> The surgeon who performed over 4000 surgeries admitted no one "transitions"
> In a California Court Document I have.
> Some of the contents of the document:
> https://www.dailysignal.com/2020/02/21/sex-change-isnt-surgically-possible-my-surgeon-testified-in-court/
>
> Walt
>
> On Sat, Mar 21, 2020 at 10:58 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> > Fred,
> >
> > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.
> >
> > Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the

creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.

In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.

So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.

Julianne Young

On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
>
> On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > It has been confirmed that we will get a hearing toward the beginning of next week.
> >
> > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> > >
> > > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > > >
> > > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > > >
> > > > > Yes. This must be personalized!
> > > > >
> > > > > Stories - not facts - move people to act!
> > > > >
> > > > > Sent from my iPhone
> > > > >
> > > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > > >
> > > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > > >
> > > > > Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates
> > > > >
> > > > > On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.

>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
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>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document– This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3CryI_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRlYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.

>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>
>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>
>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>
>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>
>>>>>>>>>>> Representative Young
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>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>
>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>> PO Box 540774
>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>> LC.org

>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard– just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>> LC.org
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of

thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM

>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? "I am Zero!"
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>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this – something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
>>>>>>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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From: Walt Heyer
Sent: 3/30/2020 4:29:52 PM
To: "juliannehyoung@gmail.com" <juliannehyoung@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Richard Mast" <rmast@lc.org>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

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Awesome

On Mon, Mar 30, 2020 at 8:26 PM, Julianne Young <juliannehyoung@gmail.com> wrote:

> Dear Friends,
>
> I cannot thank you enough for your help and support! It is official-- Governor Little signed both H500 and H509 today! Many tears and prayers of gratitude! The fight goes on!
>
> With love and gratitude,
> Julianne Young
>
> On Fri, Mar 27, 2020 at 12:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> **Thanks to Arthur for forwarding the email below. It is imperative that we keep our governor hearing our support for these bills.**
> *208-334-2100 | governor@gov.idaho.gov*
>
> Julianne Young
>
> **From:** Arthur Schaper <Arthur@massresistance.org>
> **Sent:** Friday, March 27, 2020 10:32 AM
> **To:** Representative Julianne Young <JYoung@house.idaho.gov>
> **Subject:** Fw: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth
>
> Hey Julianne:
>
> This organization is based in Massachusetts, and they are also targeting the Governor of Idaho.
>
> We are still going after the Governor, though, to make sure that he signs or at least allow the bills to become law.

Arthur Schaper, Organization Director
Website: MassResistance.org
Email: arthur@massresistance.org
(781) 890-6001
@MassResistance
@CAMassResistanc

From: Hannah Willard, Freedom for All Americans <editor@freedomforallamericans.org>
Sent: Thursday, March 26, 2020 5:03 AM
To: Arthur Schaper
Subject: URGENT: In a pandemic, anti-LGBTQ extremists in Idaho attack transgender youth

Bad bill alert in Idaho, Friend:

The *first and only* anti-transgender student athlete bill to pass this year is on the Governor's desk there *right now*.

That's right—while many state governments are trying to help people suffering in this pandemic, Idaho lawmakers are trying to hurt vulnerable youth. The cruelty is *extreme*, friend, and really shows just how determined anti-LGBTQ forces are to hurt our community.

The Governor is skeptical about the bill, so there's a chance he'll veto. But we're not leaving this up to chance: We're running online ads into Idaho right now, activating Idahoans to call for his veto. And we're coordinating local businesses to call for a veto too.

Idaho's Governor has until the middle of next week to veto. If you're able, and if you've already supported those who are suffering in your community right now, will you chip in $8 to our state campaigns team ASAP so we can keep the pressure on him?

If he vetoes, it will be a huge victory for our movement. But even then, *dozens* of similar bills are still active in legislatures across the country—and legislative sessions this year could drag on, into the summer or longer.

While some legislatures have gaveled out, or have suspended other work to deal with the public health crisis, some haven't. And when the pandemic is contained, weeks or even months from now, and lawmakers are back at work, anti-LGBTQ

legislation could be at the top of their agenda.

Our state leaders need to focus on what matters—containing the virus, increasing testing, bolstering the economy, helping families, and ensuring children are able to learn from home. Not attacking our most vulnerable youth.

Help us fight anti-transgender legislation, in Idaho and across the country, for as long as it takes. If you can, chip in $8 to our state campaigns team.

Thanks,

Hannah Willard,
Senior Director of Campaigns

LIKE FOLLOW DONATE

FreedomforAllAmericans.org
If your name has changed, click here to update it.
If you'd no longer like to receive these emails, click here.

On Fri, Mar 27, 2020 at 6:26 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> At the end of the day yesterday the newly posted information on the governor's website showed that there are only 30 bills left awaiting action. H500 (Fairness in Women's Sports- protecting biological males from competing in women's sports) and H509 (The Idaho Vital Statistics Act) are among those which have been left without action. These are subject to possible veto or signing through the 31st. If they are not been vetoed before 6:33 PM on the 31st they can become law even if they are not signed. We need to continue letting the governor know that these are important to us. Thank you.
>
> Julianne Young
>
> On Tue, Mar 24, 2020 at 8:18 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > My sincere apologies to all, but the governor's office decided at around noon today that they had until the 31st to act on these bills. We now have until the 31st to continue expressing public support!
> >
> > On Mon, Mar 23, 2020 at 1:20 PM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > One more post on time frames: Apparently since H509 was transmitted to the governor before we adjourned, the 5 days still applies. That means that he has until tomorrow afternoon at 2:40 pm to act on it. As of last night he hadn't addressed it yet.
> > >
> > > On Sat, Mar 21, 2020 at 8:58 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > > > Fred,
> > > >
> > > > I've wrestled with whether or not I should bite my tongue or in a military-style "after actions review" kinda way, I should chime in with how I saw things play out.

Okay, so first off, I'm grateful for your courage to do this bill because it's a big strike in the right direction. I'm also saddened that you're taking a lot of heat, but that was to be expected and you knew that was coming going into the fight. All that said, there were, however, in my view some serious problems in, for a lack of a better word, the "campaign" to pass the legislation. As I stated previously, I thought it was a horribly bad idea to have folks that are still trans-identifying testifying or otherwise involved. You have to consider that if you were to somehow piss them off, they could turn all of our emails over the ACLU, etc. That was literally like having people testifying "don't do this, even though I'm doing it because it's lifesaving." And, of course, the argument from your foes was "we can help people like those folks do it even better, and without the surgeries, because we got them young when they most needed the help." So that was an all-around bad idea. Next up, as I understood it, and please correct me if I'm wrong, but your platform was that you weren't against adults transitioning. Let's all be honest, there's no such thing as transitioning, and the harm in that approach is it's being complicit in unleashing these folks on females. By condoning the creation of these trans adults, it's being complicit in allowing them to compete in female sports, invade women's spaces such as bathrooms, locker rooms, homeless shelters, prisons, the compelled speech, pronoun issues, etc. There's real harm in that and it's something I've stood against even before I desisted.

In the future, I think a better approach in this regard is to say we support adults having autonomy over their bodies but we refuse to participate in the delusion that they've changed sex because of gender identity or because of the medical treatments. Further, these adults have to take responsibility for the changes they've made to their bodies in regard to how they navigate society and even the medical system. To be crass, cutting my penis off doesn't warrant me getting into a female bathroom because it's a choice I made as an adult with autonomy over my body.

So again, Fred, I am truly grateful for your hard work and willingness to do this because it's put the language and framework into place for other states to hopefully be successful. I just hope they come at it differently.

For those of you that haven't updated my email address yet, please change it to james.shupe.fl@gmail.com

I'm legally back to James now, so it's time to put Jamie to rest, forever. Jamie was a failed medical and psychiatric experiment, nothing more.

Blessings,

James

On Thursday, March 19, 2020, 03:32:54 PM EDT, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. - Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM

To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has

been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:

> It has been confirmed that we will get a hearing toward the beginning of next week.
>
> On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>
> > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> >
> > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.
> > >
> > > On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> > >
> > > > Yes. This must be personalized!
> > > >
> > > > Stories - not facts - move people to act!
> > > >
> > > > Sent from my iPhone
> > > >
> > > > On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
> > > >
> > > > Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.
> > > >
> > > > Consider if you are a mother of a daughter. One day your daughter could decide without your

involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org

>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available

here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
>>>>
>>>>
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
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>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
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>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
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>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!

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>>>>>>> Julianne Young
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>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
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>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
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https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
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>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
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>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that

a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>;

mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com>
wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact,
we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an
XY, female or male. Otherwise, a bizarre abnormality results in a state of disease:
 Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition
<kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart
<natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young
<juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has

declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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www.KelseyCoalition.org

From: Michelle Cretella
Sent: 1/21/2020 10:29:24 AM
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Idaho Vital Statistics Integrity Act - short window for

---

Brilliant!
PLEASE MAKE THIS TEAM AWARE OF THAT LANGUAGE!
Blessings!

On Tue, Jan 21, 2020 at 1:26 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Michelle,
>
> Speaking of the sex assigned at birth issue, I made sure my new Oregon order used the phrase observed at birth.
>
> James
>
> Sent from Yahoo Mail on Android
>
> On Tue, Jan 21, 2020 at 1:16 PM, Michelle Cretella <drmcretella@gmail.com> wrote:
>
> > Richard,
> >
> > Thank you to all who are making this happen!
> >
> > **Re: the bill itself, I am not convinced that the specific DSDs should be named and described (section 5) and defer to Dr. Paul Hruz's expertise. Otherwise, I believe that it looks good.**
> >
> > **Re: ADF PDF: In Section 2, Matt has quoted the American PSYCHOLOGICAL Association defining sex as "assigned at birth"** - I am pasting the section below:
> > The same is true of a person's sex. Sex is binary (male or female), fixed, and objectively verifiable. One's sex is genetically established at conception, ascertained at or (via sonogram or genetic testing) before birth, and may be verified by objective factors such as chromosomes, gonads, hormones, and genitalia. See, e.g., Am. Psychological Ass'n, Answers to Your Questions About Transgender People, Gender Identity and Gender Expression at 1, http://www.apa.org/ topics/lgbt/transgender.pdf. **"Sex is assigned at birth,** refers to one's biological status as either male or female, and is associated primarily with physical attributes such as chromosomes, hormone prevalence, and external and internal anatomy."
> >
> > **Sex is NOT assigned ... I recommend referencing the American PSYCHIATRIC Association (DSM-5) instead:**
> > The American Psychiatric Association defines sex as the "biological indication of male and female (understood in the context of reproductive capacity), such as sex chromosomes, gonads, sex hormones, and nonambiguous internal

and external genitalia."

Reference:
American Psychiatric Association, *Diagnostic and Statistical Manual of Mental Disorders: DSM-5* (Washington, D.C.: American Psychiatric Publishing, 2013), p. 829.

Best,
Michelle
(Dr. Cretella)

On Tue, Jan 21, 2020 at 12:34 PM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
>
> Julianne has a short window to receive comments (especially desired from the medical experts).
>
> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
>
> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
>
> Thanks,
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
> **Liberty Counsel**
> PO Box 540774
> Orlando, FL 32854
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>
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Sent: 2/5/2020 3:51:00 PM
To: "Richard Mast" <RMast@lc.org>
Cc: "Julianne Young" <juliannehyoung@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act

Seems reasonable as written.

What currently happens if a baby is born with ambiguous genitalia?

Sent from my iPhone

> On Feb 5, 2020, at 2:47 PM, Richard Mast <RMast@lc.org> wrote:
>
> ï»¿
> Julianne,
>
> It looks like this email only came to me, so I am looping in everyone on the larger group, per your request.
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
> **Liberty Counsel**
> PO Box 540774
> Orlando, FL 32854
> (407) 875-1776 phone
> (407) 875-0770 fax
> LC.org
> Offices in DC, FL, and VA
> *Licensed in Virginia
>
> **From:** Julianne Young <juliannehyoung@gmail.com>
> **Sent:** Wednesday, February 5, 2020 1:56 PM
> **To:** Richard Mast <RMast@LC.org>
> **Subject:** Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.

Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).

They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.

They raised some good questions regarding (5) though:

1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.

2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?

The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!

Representative Young

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Tuesday, February 4, 2020 9:40 PM
To: Bernard Hudson <loyolamd82@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.

They have raised 2 other good questions:

1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?

2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?

I am attaching the current (final) draft :) for your comment.
Thank you for your help in ironing out these final wrinkles.

Representative Young

On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:

> Gee Whiz!
>
> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turnerâ€™s Syndrome, Klinefelterâ€™s Syndrome, etc.
>
> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
>
> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
>
> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
>
> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!
>
> I feel better.
>
> BH
>
> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>
> > Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
> >
> > My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
> >
> > Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
> >
> > On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
> >
> > > This is great, I love it. Thank you for doing this.
> > >
> > > On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > >
> > > > After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
> > > >
> > > > The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
> > > > The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
> > > > Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
> > > > The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
> > > > The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.â€
> > > > â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a known fact; and,

Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,

Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.

The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and

Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,

Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.

On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
>
> Julianne has a short window to receive comments (especially desired from the medical experts).
>
> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
>
> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
>
> Thanks,
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
> **Liberty Counsel**
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--



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<Vital Statistics final draft (2).pdf>

Attachment:

From: Richard Mast
Sent: 3/20/2020 5:11:43 AM
To: "Margaret Clarke" <margaretclarke317@icloud.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>
Cc: "Julianne Young" <juliannehyoung@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Kaycee Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>, "Paul Church" <piman71@gmail.com>
Subject: RE: Idaho Vital Statistics Integrity Act
Attachments: image001.jpg

Well said, Margaret.

Also, I would like to introduce Dr. Paul Church to the group. Dr. Church has also been a fighter, even at the cost of his work at Beth Israel Deaconess Medical Center. Paul Church <piman71@gmail.com>

Richard L. Mast, Esq.*
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Orlando, FL 32854
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Offices in DC, FL, and VA
*Licensed in Virginia

From: Margaret Clarke <margaretclarke317@icloud.com>
Sent: Thursday, March 19, 2020 4:17 PM
To: Dr. Fred Deutsch <drfred@deutschclinic.com>
Cc: Julianne Young <juliannehyoung@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; Katherine Cave <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; McCaleb Gary <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Laidlaw Michael <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Patrick Lappert <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Brooks Roger <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Kaycee Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Dear Fred,

Please do not say that the South Dakota effort failed!!

You successfully inspired, encouraged and counseled numerous VCAP efforts around the country. You brought together the brightest most experienced professions from coast to coast to sacrificially and generously provide numerous white papers to persuade reticent legislators. You established the ideal witness list that we are all still following in our individual states. You lead the way with creative media efforts that each of us have tailored to our individual states and speakers. Your sacrifice of time, energy and resources was the epitome of servant leadership. Your courage to confront this growing abomination in spite of the attacks has fortified many other witnesses and legislative sponsors who have been attached knowing that you have gone before us. And, most importantly you connected us all to each other.

This is just beginning.

Thank you Fred, et. All.

Margaret Clarke, General Counsel

Eagle Forum of Alabama
Leading the pro-family movement since 1972
205.879.7096 office
205.587.5166 cell
margaretclarke317@icloud.com
www.eagleforum.org

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On Mar 19, 2020, at 2:32 PM, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. â€“ Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: governor@gov.idaho.gov

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.

Julianne Young

On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
It has been confirmed that we will get a hearing toward the beginning of next week.

On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.

On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.

On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
Yes. This must be personalized!
Stories - not facts - move people to act!

Sent from my iPhone

On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

ï»¿
Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered

some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
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>>>> Counter arguments I am considering include:
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>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
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>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
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>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster: https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:

>>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
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>>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
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>>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
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>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
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>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.

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>>>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from â€œseparate but equal.â€ â€œDifferential treatmentâ€ is fine.
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>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or â€œnon-binary,â€ and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other sideâ€™s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>

>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turnerâ€™s Syndrome, Klinefelterâ€™s Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
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>>>>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are

transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,

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>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.â€
>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>> â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>>>>>>>>>>>>
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Attachment:

From: Julianne Young
Sent: 3/20/2020 6:07:21 PM
To: "Richard Mast" <RMast@lc.org>
Cc: "Margaret Clarke" <margaretclarke317@icloud.com>, "Dr. Fred Deutsch" <drfred@deutschclinic.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Steve Smith" <steve@stevesmithlaw.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Kaycee Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>, "Paul Church" <piman71@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act
Attachments: image001.jpg

Thank you for the introduction and the kind words of encouragement that keep us all going! Idaho House members pushed hard to stay the 5 days to be able to over-ride a governor's veto but we lost and our session concluded this morning. This means that the governor will have 10 days rather than 5 with no legislative counter-balance in play to sign or veto bills. That 10 days will end on March 30th for H509. Working hard to activate phone calls and email until then. If anyone has networks interested in supporting, or is interested in making a personal contact with the governor's office, this next ten days is the time to do it. *208-334-2100* *governor@gov.idaho.gov*

Thank you for your prayers and help!

Julianne Young

On Fri, Mar 20, 2020 at 7:11 AM Richard Mast <RMast@lc.org> wrote:

> Well said, Margaret.
>
> Also, I would like to introduce Dr. Paul Church to the group. Dr. Church has also been a fighter, even at the cost of his work at Beth Israel Deaconess Medical Center. Paul Church <piman71@gmail.com>

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From: Margaret Clarke <margaretclarke317@icloud.com>
Sent: Thursday, March 19, 2020 4:17 PM
To: Dr. Fred Deutsch <drfred@deutschclinic.com>
Cc: Julianne Young <juliannehyoung@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; Katherine Cave <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; McCaleb Gary <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Laidlaw Michael <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Patrick Lappert <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Brooks Roger <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Kaycee Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

Dear Fred,

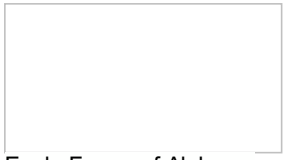
Please do not say that the South Dakota effort failed!!

You successfully inspired, encouraged and counseled numerous VCAP efforts around the country. You brought together the brightest most experienced professions from coast to coast to sacrificially and generously provide numerous white papers to persuade reticent legislators. You established the ideal witness list that we are all still following in our individual states. You lead the way with creative media efforts that each of us have tailored to our individual states and speakers. Your sacrifice of time, energy and resources was the epitome of servant leadership. Your courage to confront this growing abomination in spite of the attacks has fortified many other witnesses and legislative sponsors who have been attached knowing that you have gone before us. And, most importantly you connected us all to each other.

This is just beginning.

Thank you Fred, et. All.

Margaret Clarke, General Counsel



Eagle Forum of Alabama

Leading the pro-family movement since 1972
205.879.7096 office
205.587.5166 cell
margaretclarke317@icloud.com

www.eagleforum.org

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On Mar 19, 2020, at 2:32 PM, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: governor@gov.idaho.gov

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.

Julianne Young

On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
It has been confirmed that we will get a hearing toward the beginning of next week.

On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.

On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.

On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
Yes. This must be personalized!
Stories - not facts - move people to act!

Sent from my iPhone

On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states.
https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave

birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of

biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
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>>>>>>>>>> Julianne Young
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>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
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>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
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>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
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>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
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>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?

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>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner’s Syndrome, Klinefelter’s Syndrome, etc.

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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that "the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of

transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research."
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>>>>>>>>>>>>>>>>>>>>>>>> "Vital statistics" is defined in Idaho Code Section 39-241(21) as "data," (being the plural of "datum") which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and

Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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Attachment:

From: Richard Mast
Sent: 2/5/2020 11:47:19 AM
To: "Julianne Young" <juliannehyoung@gmail.com>
Cc: "Scott, Greg" <Greg.Scott@heritage.org>, "Michelle Cretella" <drmcretella@gmail.com>, "Steve Smith" <steve@stevesmithlaw.com>, "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: RE: Idaho Vital Statistics Integrity Act
Attachments: Vital Statistics final draft (2).pdf

Julianne,

It looks like this email only came to me, so I am looping in everyone on the larger group, per your request.

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774
Orlando, FL 32854
(407) 875-1776 phone
(407) 875-0770 fax
LC.org
Offices in DC, FL, and VA
*Licensed in Virginia

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Wednesday, February 5, 2020 1:56 PM
To: Richard Mast <RMast@LC.org>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.

Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).

They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.

They raised some good questions regarding (5) though:

1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.

2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?

The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!

Representative Young

> **From:** Julianne Young <juliannehyoung@gmail.com>
> **Sent:** Tuesday, February 4, 2020 9:40 PM
> **To:** Bernard Hudson <loyolamd82@gmail.com>
> **Cc:** Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
> **Subject:** Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>
> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
>
> They have raised 2 other good questions:
>
> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
>
> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
>
> I am attaching the current (final) draft :) for your comment.
> Thank you for your help in ironing out these final wrinkles.
>
> Representative Young
>
> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
>
> > Gee Whiz!
> >
> > Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turnerâ€™s Syndrome, Klinefelterâ€™s Syndrome, etc.
> >
> > Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
> >
> > Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? â€œI am Zero!â€
> >
> > Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are

a male or female so stop with the rigamarole and talk to me now!

Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are **NEVER** studied in science. Never!

I feel better.

BH

On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
>
> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
>
> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
>
> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
>
> > This is great, I love it. Thank you for doing this.
> >
> > On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> >
> > > After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
> > >
> > > The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
> > > The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
> > > Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
> > > The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
> > > The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that â€œthe conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.â€
> > > â€œVital statisticsâ€ is defined in Idaho Code Section 39-241(21) as â€œdata,â€ (being the plural of â€œdatumâ€) which is a known fact; and,
> > > Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
> > > Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies and contracts.
> > > The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
> > > Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
> > > Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
> > >
> > > On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
> > >
> > > > All,

Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.

Julianne has a short window to receive comments (especially desired from the medical experts).

Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.

There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.

Thanks,

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774
Orlando, FL 32854
(407) 875-1776 phone
(407) 875-0770 fax
LC.org
Offices in DC, FL, and VA
*Licensed in Virginia

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--



www.KelseyCoalition.org

Sent: 1/10/2020 11:36:34 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: idea to send to pringle on GIRL Act

So true! □

Sent from my iPhone

> On Jan 10, 2020, at 2:27 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> Michelle,
>
> It was nothing short of alarming but I attended Family Policy Alliance's Statesmen Academy for junior lawmakers this summer in Atlanta as a guest speaker.
>
> During meals, etc., I engaged a couple of state representatives with the question of "how much do you know about the history of gender identity?"
>
> They knew nothing!
>
> I alerted the Family Policy Alliance about that too, advising an addition to the curriculum for future training events.
>
> Totally nutty that folks making and policing law on gender identity, which would encompass most of the Democratic party's top leadership as well, no nothing about gender identity other than to be behind it and for it. Explains how we've arrived here so quickly.
>
> James
>
> On Friday, January 10, 2020, 01:16:13 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
>
> YOU may have SALVAGED THIS. see below:
> They are also going to get a well worded act from another state to him!
>
> -------- Forwarded message --------
> From: **Becky** <Becky@alabamaeagle.org>
> Date: Fri, Jan 10, 2020 at 12:57 PM
> Subject: idea to send to pringle on GIRL Act
> To: Margaret Clarke <margaretclarke317@icloud.com>, alaeagle@charter.net <alaeagle@charter.net>, Michelle Cretella <drmcretella@gmail.com>
>
> What about something like this to him?

Hi Rep Pringle, I wanted to reach out and thank you for sponsoring the GIRL Act. I wasn't sure if you pre-filed it yet. The transgender issue is one that Eagle Forum has heavily researched and been involved with for some time. We are working on another important piece of legislation dealing with the medical side of transitioning. We want to do our best to educate the public and lawmakers on the inconsistent history of gender identity and in the harm of using the word *gender* instead of *sex*.

Here is a quote from www.GenderResourceGuide.com that you might find helpful. *Gender proposes a conception of human identity that is chosen, fluid, and not objectively verifiable. Gender can directly contradict sex, the observable and unchangeable biological status of being either male or female. A gender identity policy will, for example, typically allow students to enter restrooms regardless of their sex, or how well a student adheres to stereotypes of the opposite sex, demonstrating that these policies do not consider gender to be either sex, sex stereotypes, or behavioral aspects of sex. To prevent confusion, avoid the term "gender" and use the term "sex" instead.*

Please know we are here to help you and we applaud your efforts. We ask that you would consider revising your language to say biological sex vs gender. I think you will like this terrific resource that will help you in your talking points to other legislators. If you would like us to provide a bound copy for you we would be happy to.

Feel free to call me anytime. We are here to help. Thanks again!

Becky Gerritson

Executive Director

Eagle Forum of Alabama

334-452-0453

Becky@alabamaeagle.org

www.AlabamaEagle.org

From: William Malone
Sent: 12/31/2019 8:38:03 AM
To: "Shupe Jamie" <jamie.shupe@yahoo.com>
Cc: "Michael Laidlaw" <mike@drlaidlaw.com>, "vbroyles@childparentrights.org" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "Michelle Cretella" <drmcretella@gmail.com>, "Pamosa27" <pamosa27@comcast.net>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Richard Mast" <rmast@lc.org>
Subject: Re: Important News: Success With My Oregon Court Case

---

James, thatâ€™s great news. Regards, Will

> On Dec 31, 2019, at 8:28 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> All,
>
> I have wonderful news to share. With the help of ADF, I have successfully petitioned the State of Oregon to restore my male birth sex and given name.
>
> Working with the Oregon attorney that ADF secured, I crafted language in the petition I hope will be useful in future legal battles and prevent further use of the non-binary court order to advance that agenda.
>
> The story should be out soon on PJMedia.
>
> Attached are the court documents.
>
> Blessings,
>
> James Shupe
> <2019_12_11 PETITION FOR CHANGE OF NAME & SEX as filed.pdf><James.Shupe.Male.Sex.Name.Change.Complete.Scan.With.Seal.pdf>

From: Michelle Cretella
Sent: 12/31/2019 10:59:39 AM
To: "William Malone" <malone.will@gmail.com>
Cc: "Shupe Jamie" <jamie.shupe@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "vbroyles@childparentrights.org" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "Pamosa27" <pamosa27@comcast.net>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Richard Mast" <rmast@lc.org>
Subject: Re: Important News: Success With My Oregon Court Case

---

James,
Wonderful way to kick off the New Year!
Cheers!
Michelle

On Tue, Dec 31, 2019 at 11:38 AM William Malone <malone.will@gmail.com> wrote:

> James, that's great news. Regards, Will
>
> On Dec 31, 2019, at 8:28 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> All,
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>
> James Shupe
> <2019_12_11 PETITION FOR CHANGE OF NAME & SEX as filed.pdf><James.Shupe.Male.Sex.Name.Change.Complete.Scan.With.Seal.pdf>

Attachment:

From: Richard Mast
Sent: 1/1/2020 9:36:29 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: RE: Important News: Success With My Oregon Court Case
Attachments: Ltr - to Haverford schools regarding Policy 259.docx

---

Great work, James.

You ought to do a cover letter for those, where you can easily send it to school boards considering TG affirmation policies, telling your story. If you CC local media, particularly in rural areas, you are likely to get press coverage.

Attached is a draft that Walt Heyer and I collaborated on. It has gone to a number of school districts.

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774
Orlando, FL 32854
(407) 875-1776 phone
(407) 875-0770 fax
LC.org
Offices in DC, FL, and VA
*Licensed in Virginia

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Tuesday, December 31, 2019 10:29 AM
To: Mike Laidlaw <mike@drlaidlaw.com>; William Malone <malone.will@gmail.com>; vbroyles@childparentrights.org; Mary McAlister <mmcalister@childparentrights.org>; Matt Sharp <msharp@adflegal.org>; drmcretella@gmail.com; Pamosa27 <pamosa27@comcast.net>; Patrick Lappert <patrick@lappertplasticsurgery.com>; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Richard Mast <RMast@LC.org>
Subject: Important News: Success With My Oregon Court Case

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The story should be out soon on PJMedia.

Attached are the court documents.

Blessings,

James Shupe

Attachment:

From: Michael Laidlaw
Sent: 1/1/2020 2:33:50 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "William Malone" <malone.will@gmail.com>, vbroyles@childparentrights.org, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, drmcretella@gmail.com, "Pamosa27" <pamosa27@comcast.net>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Richard Mast" <rmast@lc.org>
Subject: Re: Important News: Success With My Oregon Court Case
Attachments: 2019_12_11_PETITION_FOR_CHANGE_OF_NAME_&_SEX_as_filed.pdf, James.Shupe.Male.Sex.Name.Change.Complete.Scan.With.Seal.pdf

---

Fantastic news James! Thanks for seeing that through.

Sanity prevails, even in Oregon.

-Mike

On 2019-12-31 07:28, James Shupe (Formerly Jamie Shupe) wrote:

> All,
>
> I have wonderful news to share. With the help of ADF, I have successfully petitioned the State of Oregon to restore my male birth sex and given name.
>
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> Attached are the court documents.
>
> Blessings,
>
> James Shupe

From: Fred Deutsch
Sent: 12/31/2019 7:29:44 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Mike Laidlaw" <mike@drlaidlaw.com>, "William Malone" <malone.will@gmail.com>, "vbroyles@childparentrights.org" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "drmcretella@gmail.com" <drmcretella@gmail.com>, "Pamosa27" <pamosa27@comcast.net>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "Richard Mast" <rmast@lc.org>
Cc:
Subject: RE: Important News: Success With My Oregon Court Case

---

Congrats! - Fred

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Tuesday, December 31, 2019 9:29 AM
To: Mike Laidlaw <mike@drlaidlaw.com>; William Malone <malone.will@gmail.com>; vbroyles@childparentrights.org; Mary McAlister <mmcalister@childparentrights.org>; Matt Sharp <msharp@adflegal.org>; drmcretella@gmail.com; Pamosa27 <pamosa27@comcast.net>; Patrick Lappert <patrick@lappertplasticsurgery.com>; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Richard Mast <rmast@lc.org>
Subject: Important News: Success With My Oregon Court Case

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The story should be out soon on PJMedia.

Attached are the court documents.

Blessings,

James Shupe

From: Michelle Cretella
Sent: 2/11/2019 3:25:04 PM
To: "Michael Laidlaw" <mike@drlaidlaw.com>
Cc: Jamie.shupe@yahoo.com
Subject: Re: Introductions

Jamie,
I am honored to meet you!
Thanks for the courage to speak out.
Michelle

On Mon, Feb 11, 2019 at 6:04 PM Michael Laidlaw <mike@drlaidlaw.com> wrote:

> Hello Michelle and Jamie,
>
> Great pleasure to introduce Jamie Shupe to you Michelle. As you know he wrote the great federalist article and has also been making a lot of noise on Twitter. So they shut him up! For now...
>
> And Jamie, you know Dr. Michelle Cretella, she was also critical in helping us in Rocklin when they were pushing trans madness into our schools. And of course she has so many great writings, videos, etc.
>
> Mike

From: Jamie Shupe
Sent: 2/11/2019 3:49:31 PM
To: "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>
Cc: Jamie.shupe@yahoo.com
Subject: Re: Introductions

Hello Michelle,

I'm equally honored to meet you as well.

Great news arrived in the mail today. The VA wrote sex change letters confirming that I am male and officially changing me back.

With that, the next move begins. To kill my landmark non-binary court order.

Keep that under your hats, for now, please, though.

Jamie

On Monday, February 11, 2019, 6:25:17 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

Jamie,
I am honored to meet you!
Thanks for the courage to speak out.
Michelle

On Mon, Feb 11, 2019 at 6:04 PM Michael Laidlaw <mike@drlaidlaw.com> wrote:

> Hello Michelle and Jamie,
>
> Great pleasure to introduce Jamie Shupe to you Michelle. As you know he wrote the great federalist article and has also been making a lot of noise on Twitter. So they shut him up! For now...
>
> And Jamie, you know Dr. Michelle Cretella, she was also critical in helping us in Rocklin when they were pushing trans madness into our schools. And of course she has so many great writings, videos, etc.
>
> Mike

From: Michelle Cretella
Sent: 2/11/2019 3:54:49 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc: "Michael Laidlaw" <mike@drlaidlaw.com>
Subject: Re: Introductions

You are awesome.
And I don't know what you are talking about. :0)

On Mon, Feb 11, 2019 at 6:49 PM Jamie Shupe <jamie.shupe@yahoo.com> wrote:

> Hello Michelle,
>
> I'm equally honored to meet you as well.
>
> Great news arrived in the mail today. The VA wrote sex change letters confirming that I am male and officially changing me back.
>
> With that, the next move begins. To kill my landmark non-binary court order.
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>
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> > Hello Michelle and Jamie,
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> > Great pleasure to introduce Jamie Shupe to you Michelle. As you know he wrote the great federalist article and has also been making a lot of noise on Twitter. So they shut him up! For now...
> >
> > And Jamie, you know Dr. Michelle Cretella, she was also critical in helping us in Rocklin when they were pushing trans madness into our schools. And of course she has so many great writings, videos, etc.
> >
> > Mike

From: Michelle Cretella
Sent: 2/11/2019 4:01:31 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc: "Michael Laidlaw" <mike@drlaidlaw.com>
Subject: Re: Introductions

Oh, I'm sorry - I knew what you meant. I was trying to be funny as in "I will keep it under my hat b/c I already forgot what you said".

My humor is not always clear over email.

On Mon, Feb 11, 2019 at 6:57 PM Jamie Shupe <jamie.shupe@yahoo.com> wrote:

> Michelle,
>
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Mike

Sent: 2/11/2019 4:16:31 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc: "Michael Laidlaw" <mike@drlaidlaw.com>
Subject: Re: Introductions

Amen!

Sent from my iPhone

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> Mike

From: Michael Laidlaw
Sent: 2/11/2019 4:39:04 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>, "Andre Van Mol" <95andrev@gmail.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>
Subject: Re: Introductions

Hi Jamie and Andre,

Jamie, I'm going to introduce you to another important person in our physician group, Dr. Andre Van Mol. He's got a number of great writings as well, and we are periodically "co-conspirators" at our capitol in California speaking out on trans madness.

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Jamie, we'll certainly keep quiet on your legal matters. Thanks for letting us know!

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>> Mike

From: Michelle Cretella
Sent: 2/11/2019 5:31:07 PM
To: "Michael Laidlaw" <mike@drlaidlaw.com>
Cc: "Jamie Shupe" <jamie.shupe@yahoo.com>, "Andre Van Mol" <95andrev@gmail.com>
Subject: Re: Introductions

PS:
In addition to being a smart doc, Andre doubles as our lead comedian which is great for morale even on the toughest days!

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From: Andre Van Mol
Sent: 2/11/2019 7:09:31 PM
To: "Laidlaw Michael" <mike@drlaidlaw.com>
Cc: "Shupe Jamie" <jamie.shupe@yahoo.com>, "Cretella Michelle" <drmcretella@gmail.com>
Subject: Re: Introductions

Good evening, Jamie.

It's an honor to make your e-quaintance. Your court proceedings I will keep confidential until you say otherwise. Great to hear about the VA decision. I and several of our team separately wrote letters to the VA last year when they requested public comment on proposed pro-trans changes. You are doing a mighty thing that will protect and save many lives.

Gratefully,
Andre

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Mike

From: Andre Van Mol
Sent: 2/11/2019 8:13:39 PM
To: "Shupe Jamie" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Introductions

Nice read, Jamie.

Andre

> On Feb 11, 2019, at 7:13 PM, Jamie Shupe <jamie.shupe@yahoo.com> wrote:
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> Hello Andre,
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> I wrote one to VA also.
>
> https://www.regulations.gov/document?D=VA-2018-VACO-0001-2080
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> Great hearing from you!
>
> Look forward to future endeavors.
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> Jamie
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From: VBroyles
Sent: 7/30/2019 1:16:36 PM
To: "James Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: James Shupe Contact Info

James

The pleasure was truly mine in hearing and meeting you last week. Thank you for sharing your affidavit with me, which is really your story. I appreciate (and applaud) your willingness to be of help where a child is involved.

Don't ever stop being an emotional and gentle man – indeed, isn't that the essence of "gentleman".

Vernadette

Vernadette Broyles, Esq.
President and General Counsel
Child & Parental Rights Campaign, Inc.
5805 State Bridge Rd, Suite G310
Johns Creek GA 30097
Phone: 770-448-4525
vbroyles@childparentrights.org

On Jul 29, 2019, at 3:44 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

<jamie.shupe.affidavit.pdf>

From: Andre Van Mol
Sent: 10/30/2019 8:15:53 PM
To: "Grossman Miriam" <miriamgrossmanmd@hotmail.com>
Cc: "Haynes Laura" <laurahaynesphd3333@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "William Malone" <malone.will@gmail.com>, "Sharp Matt" <msharp@adflegal.org>, "Brooks Roger" <rbrooks@adflegal.org>, "McCaleb Gary" <gmccaleb@adflegal.org>, "Shafer Jeff" <jshafer@adflegal.org>, "Keller Jonathan" <jonathank@californiafamily.org>, "Burt Greg" <gregb@californiafamily.org>, "Jax Rene" <renejaxiwritebooks@gmail.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Quentin Van Meter" <kidendo@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>
Subject: Re: Kaiser study

Miriam, since you are testifying and this subject is of potential use to the whole team, please find below the mental section of my GD/TGism summary paper I put together for the Harris SCOTUS case amicus.

Andre

MENTAL HEALTH/CO-MORBIDITIES IN GENDER DYSPHORIA

1. THEY ARE PRESENT AND THERE CAN BE MANY.

2015 Finlandâ€™s gender identity services

- â€œ**75% of adolescents [assessed]** had been or were currently undergoing child and adolescent **psychiatric treatment for reasons other than gender dysphoria**â€
- **26% had an autism spectrum disorder**
- **87% were female**, far disproportionate to past ratios of F:M.
  (Kaltiala-Heino R, Sumia M, TyÃ¶lÃ¤jÃ¤rvi M, Lindberg N. Two years of gender identity service for minors: overrepresentation of natal girls with severe problems in adolescent development. Child and Adolescent Psychiatry and Mental Health (2015) 9:9.)

2018. Lisa Littmanâ€™s parental survey of Rapid Onset Gender Dysphoria:

- **62.5%** of gender dysphoric adolescents had â€œ**a psychiatric disorder or neurodevelopmental disability preceding the onset of gender dysphoria**â€.
- â€œMany **(48.4%) had experienced a traumatic or stressful event prior** to the onset of their gender dysphoria.â€
- **83% female**.

- **12.3%** prevalence of **autism spectrum disorder.**

(Littman, L. â€œ**Rapid-onset gender dysphoria** in adolescents and young adults: A study of parental reports,â€ journals.plos.org, Aug. 16, 2018. https://journals.plos.org/plosone/article?id=10.1371/journal.pone.0202330)

2014: â€œ83 patients requesting sex reassignment surgery (SRS) were assessed for DSM-IV **Axis I disorders. 62.7% has one or more.**â€ (Major depression, phobias, and adjustment disorders were the 3 most common).

â€œConsistent with most earlier researches, **the majority of patients with gender dysphoria had psychiatric Axis I comorbidity.**â€

(Mazaheri Meybodi A, et al. â€œPsychiatric Axis I Comorbidities among Patients with Gender Dysphoria.â€ Psychiatry J, 2014, Article ID :971814. doi: 10.1155/2014/971814.)

2014. Four nation European study found â€œPeople with gender identity disorder show more psychiatric problems than the general populationâ€¦â€

â€œNearly 70% had â€œa current and lifetime diagnosis.â€

(Heylens G, et al. â€œPsychiatric characteristics in transsexual individuals: multicentre study in four European countries,â€ The British Journal of Psychiatry Feb 2014, 204 (2) 151-156; **DOI:** 10.1192/bjp.bp.112.121954.)

â€œEight other studies that used structured clinical interviews for data collection (Colizzi et al. 2015; GÂ´ omez-Gil et al. 2009; GuzmÂ´an-Parra et al. 2015; Haraldsen & Dahl 2000; Hepp et al. 2005; Madeddu et al. 2009; Mazaheri Meybodi et al. 2014a,b) reported generally similar results (see Supplemental Table 1): Most found about a **30â€“40% prevalence of current comorbid psychopathology and about a 50â€“80% prevalence of lifetime comorbid psychopathology in adults with GD, including a 20â€“60% prevalence of personality disorders.**â€

(Zucker, KJ, et al. Gender Dysphoria in Adults. Annu. Rev. Clin. Psychol. 2016. 12:217â€“47.) (P. 227.)

â€œGD in adults is associated with an elevated prevalence of comorbid psychopathology, especially mood disorders, anxiety disorders, and suicidality.â€

(Zucker, KJ, et al. Gender Dysphoria in Adults. Annu. Rev. Clin. Psychol. 2016. 12:217â€“47.)(P.217.)

Personality Disorders

Iran. 2014. Among people requesting sex reassignment surgery **(SRS)**: â€œThe **frequency of personality disorders was 81.4%.** The most frequent personality disorder was narcissistic personality disorder (57.1%)â€¦ The average number of diagnoses was 3.00 per patient.â€

(Meybodi AM, Hajebi A, Jolfaei AG. The frequency of personality disorders in patients with gender identity disorder. *Med J Islam Repub Iran*. 2014;28:90. Published 2014 Sep 10.)

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40% of MFs and 22% of FMs had a comorbid personality disorder.
De CuypereG, Elaut E,HeylensG, Van MaeleG, Selvaggi G, et al. 2006. Long-term follow-up: psychosocial outcomes of Belgian transsexuals after sex reassignment surgery. Sexologies 15:126â€“33

70% of MFs and 23% of FMs had a personality disorder;
De Cuypere G, Janes C, Rubens R. 1995. Psychosocial functioning of transsexuals in Belgium. Acta Psychiatr. Scand. 91:180â€“84

Cited here: Zucker, KJ, et al. Gender Dysphoria in Adults. Annu. Rev. Clin. Psychol. 2016. 12:217â€“47. Supplemental Table 1: Studies Reporting an Increased Prevalence of Associated Psychopathology in Adults with Gender Dysphoria.

Common themes: prior to GD onset patients had â€œexperienced teasing/bulling, exclusion, isolation, difficulty in social communication, distress in relation to awareness of a developing sexed body.â€

The majority â€œhad an existing diagnosis of an **autism spectrum condition** (ASC) or

would be likely to obtain one.â€
(Clarke, Anna Churcher, and Anastassis Spiliadis. â€œâ€˜Taking the Lid off the Boxâ€™: The Value of Extended Clinical Assessment for Adolescents Presenting with Gender Identity Difficulties.â€ Clinical Child Psychology and Psychiatry, vol. 24, no. 2, 2019, pp. 338â€“352., doi:10.1177/1359104518825288.)

2. AUTISM

A **2015** survey of adolescents applying for sex reassignment surgery (SRS) in **Finland** found **26% had an autism spectrum disorder**

- **87% were female**, far disproportionate to past ratios of F:M ratio.
(Kaltiala-Heino R, Sumia M, TyÃ¶lÃ¤jÃ¤rvi M, Lindberg N. Two years of gender identity service for minors: overrepresentation of natal girls with severe problems in adolescent development. Child and Adolescent Psychiatry and Mental Health (2015) 9:9.)

Dr. Lisa Littmanâ€™s study of adolescents and young adults (AYAs) with rapid-onset gender dysphoria found a **12.3% prevalence of autism spectrum disorder.**

(Littman L. Rapid-onset gender dysphoria in adolescents and young adults: a study of parental reports. PLoS One. 2018;13(8):e0202330.)

Almost **8%** of children and adolescents referred to the Netherlandsâ€™ multidisciplinary clinic for gender dsyphoria in this age group had **autism spectrum disorders (ASD).**

(de Vries AL, Noens IL, Cohen-Kettenis PT, van Berckelaer-Onnes IA, Doreleijers TA. Autism spectrum disorders in gender dysphoric children and adolescents. *J Autism Dev Disord*. 2010;40(8):930â€“936. doi:10.1007/s10803-010-0935-9.)

A UK survey of self-reported gender identity found, â€œ**Individuals with autism spectrum disorder (ASD)** or meeting the AQ [Autism Spectrum Quotient] cut-off score for ASD were **over-represented in both the transgender and nonbinary groups**.â€

(Stagg, Steven D. et al. *Autistic traits in individuals self-defining as transgender or nonbinary*. *European Psychiatry*, Volume 61, 17 â€“ 22.)

UK. An 18-month review of authorsâ€™ cases at the NHS Gender Identity Development Service (GIDS) Tavistock found the majority of adolescents presenting with â€œ**gender identity difficulties**â€ also â€œhad an existing diagnosis of an **autism spectrum condition** (ASC) or would be likely to obtain one.â€

(Clarke, Anna Churcher, and Anastassis Spiliadis. â€œâ€˜Taking the Lid off the Boxâ€™: The Value of Extended Clinical Assessment for Adolescents Presenting with Gender Identity Difficulties.â€ Clinical Child Psychology and Psychiatry, vol. 24, no. 2, 2019, pp. 338â€“352., doi: 10.1177/1359104518825288.â€)

3. AUTOGYNEPHILIA

â€œSince the beginning of the last century, clinical observers have described the propensity of certain males to be erotically aroused by the thought or image of themselves as women.â€œ

(Blanchard, Ray. (2005). Early History of the Concept of Autogynephilia. Archives of sexual behavior. 34. 439-46. 10.1007/s10508-005-4343-8.)

â€œAutogynephilia is defined as a maleâ€™s propensity to be sexually aroused by the thought of himself as a female. It is the paraphilia that is theorized to underlie transvestism and some forms of male-to-female (MtF) transsexualism.â€

(Balon R (ed): Sexual Dysfunction: Beyond the Brain-Body Connection. Adv Psychosom Med. Basel, Karger, 2011, vol 31, pp 135â€“148 https://doi.org/10.1159/000328921.)

4. ROGD (RAPID ONSET GENDER DYSPHORIA)

Rapid-Onset Gender Dysphoria is the sudden onset of dysphoria during or after puberty with no prior sign of it. Lisa Littmanâ€™s 2018 survey on this showed a commonality of this occurring in adolescents and young adults (AYAs) where one or more friends became gender dysphoric or trans-identifying; and whose parents report increasing social media and web use before it, worsening of their childâ€™s mental health, worsening isolation from family and non-trans-identified friends; and distrust of information from non-trans-affirming sources. ROGD has become a social contagion, as is now self-evident.

(Littman, L. â€œ**Rapid-onset gender dysphoria** in adolescents and young adults: A study of parental reports,â€ journals.plos.org, Aug. 16, 2018. https://journals.plos.org/plosone/article?id=10.1371/journal.pone.0202330)

UK. â€œInquiry into surge in gender treatment ordered by Penny Mordaunt,â€ thetimes.co.uk, Sept. 16, 2018.

â€œ**An investigation has been ordered into why so many girls are seeking gender reassignment after the number referred for treatment rose by more than 4,000% in less than a decade**.â€

â€œOfficial figures show the number of girls being given gender treatment has risen from **40** in 2009-10 to **1,806** in 2017-18.â€

â€”â€”â€”â€”â€”â€”â€”â€”â€”â€”â€”â€”â€”â€”â€”

On Oct 30, 2019, at 3:46 PM, miriam grossman <miriamgrossmanmd@hotmail.com> wrote:

Laura, thank you ! I'm testifying soon for a case in Colorado and this data will be very useful.

Miriam Grossman MD
Sent from my iPhone

On Oct 30, 2019, at 5:38 PM, Laura Haynes, Ph.D. <laurahaynesphd3333@gmail.com> wrote:

Quentin and All,

Here is recent and truly excellent research on trans children and minors among Kaiser-Permanente members in Georgia, northern CA, southern CA.

From a presentation I just gave at the conference of the Society of Catholic Social Scientists, Oct. 29, 2019, Steubenville, Ohio (held at Franciscan University):

Recommended messaging for Georgia:

Kaiser-Permanente studied non-conforming gender identity in its members from 2006 to 2014. It found that 70%-71% of adolescents (ages 10-17) who later identified as gender non-conforming had high rates of other psychiatric diagnoses prior to first evidence of gender non-conformity, and most of those (60-66%) were in force during the 6 months before onset of gender non-conformity. Prevalence [prevalence ratios] of these diagnoses, and of hospitalizations for these disorders, compared to

gender conforming boys and girls, mostly ranged from moderate to astronomically sky high. Children (ages 3-9) who later became gender non-conforming had a similar pattern of higher prevalence for lifetime disorders and 6-month-before-onset diagnoses, but in lower absolute numbers. Some children did not have other psychiatric disorders. Kohlberg said children are simply still developing their concept of gender identity up to age 7.

Over the 8 years of the study, from 2006 to 2014, the number of gender non-conforming minors rose 800% in Georgia.

Additional information:

(Number of TGNCs roses 1100% in northern CA, southern CA was between northern CA and Georgia).

This retrospective and prospective, longitudinal study used the complete set of electronic medical records for an entire cohort of Kaiser-Permanente members at three sites (Georgia, northern California, and southern California) for the years 2006 - 2014.
It may be the first research that found onset dates of psychiatric disorders and first evidence date of gender non-conforming identity.

There were 427 TF (bio Ms) and 655 TM (bio Fs) children and adolescents = 1,082 GNCs (gender identity non-conformers means TFs + TMs).
(TF = trans female/bio male; TM = trans male/bio female)

Each was matched to 10 controls of the same bio sex + 10 of opposite bio sex.

Becerra-Culqui TA, Liu Y, Nash R, et al. Mental Health of Transgender and Gender Nonconforming Youth Compared With Their Peers. Pediatrics. 2018;141(5):e20173845

Blessings,
Laura

Laura Haynes, Ph.D., California Licensed Psychologist
USA Representative, International Federation for Therapeutic and Counselling Choice (IFTCC.org)
Chair of Research and Legislative Policy, National Task Force for Therapy Equality (TherapyEquality.org)
Consultant, American College of Pediatricians (ACPeds.org)
Member Research Committee, Alliance for Therapeutic Choice and Scientific Integrity (TherapeuticChoice.com)
Member, Coalition for Counseling Choice
Former President, Christian Association for Psychological Studiesâ€"Western Region
Lifetime Member, American Psychological Association
Member, California Association of Marriage and Family Therapists
P.O. Box 653, Tustin, CA 92781
714-665-3333

On Oct 30, 2019, at 8:43 AM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Fantastic! I believe Georgia will be the forth state to introduce the bill! â€" Fred Deutsch

---

From: Vernadette Broyles <vbroyles@childparentrights.org>
Sent: Wednesday, October 30, 2019 10:40 AM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Cretella Michelle <drmcretella@gmail.com>; Michael Laidlaw <mike@drlaidlaw.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Monique Robles MD <pamosa27@comcast.net>; McHugh Paul <pmchugh1@jhmi.edu>; William Malone <malone.will@gmail.com>; Matt Sharp <msharp@adflegal.org>; Brooks Roger <rbrooks@adflegal.org>; Gary McCaleb <gmccaleb@adflegal.org>; Shafer Jeff <jshafer@adflegal.org>; Keller Jonathan

<jonathank@californiafamily.org>; Burt Greg <gregb@californiafamily.org>; Laura Haynes <laurahaynesphd3333@gmail.com>; Jax Rene <renejaxiwritebooks@gmail.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Grossman Miriam <miriamgrossmanmd@hotmail.com>; Andre Van Mol <95andrev@gmail.com>; James Shupe <jamie.shupe@yahoo.com>
Cc: Mary McAlister <mmcalister@childparentrights.org>; Quentin Van Meter <kidendo@comcast.net>; Jane Robbins <rlrobb123@gmail.com>
Subject: Fwd: GA bill

Team

Truth is arising in Georgia! Representative Earhart, with whom Jane Robbins and I met a couple of weeks ago, released this press statement today. She is filing our bill this legislative session in Georgia.

Kudos to Quentin, who makes a powerful statement in support of this bill right out the starting gate! You all should know that Ginny (Rep. Earhart) beat her Democratic opponent last year in a very purple district within the city limits of Atlanta who was a trans-activist parent campaigning on this issue. Ginny stood passionately and courageously on the truth and beat her. She is a fantastic God-choice to carry this bill forward. And sheâ€™s working with Fred too.

Am stoked for what God is doing in Georgia â€" including a stall to the trans activist agenda in Pickens County (weâ€™re on it)! And intercessors are praying. Please add us and Rep. Ginny Earhart to your prayer teams around the country.

Quentin â€" May need your help on Pickens County - will be in touch.

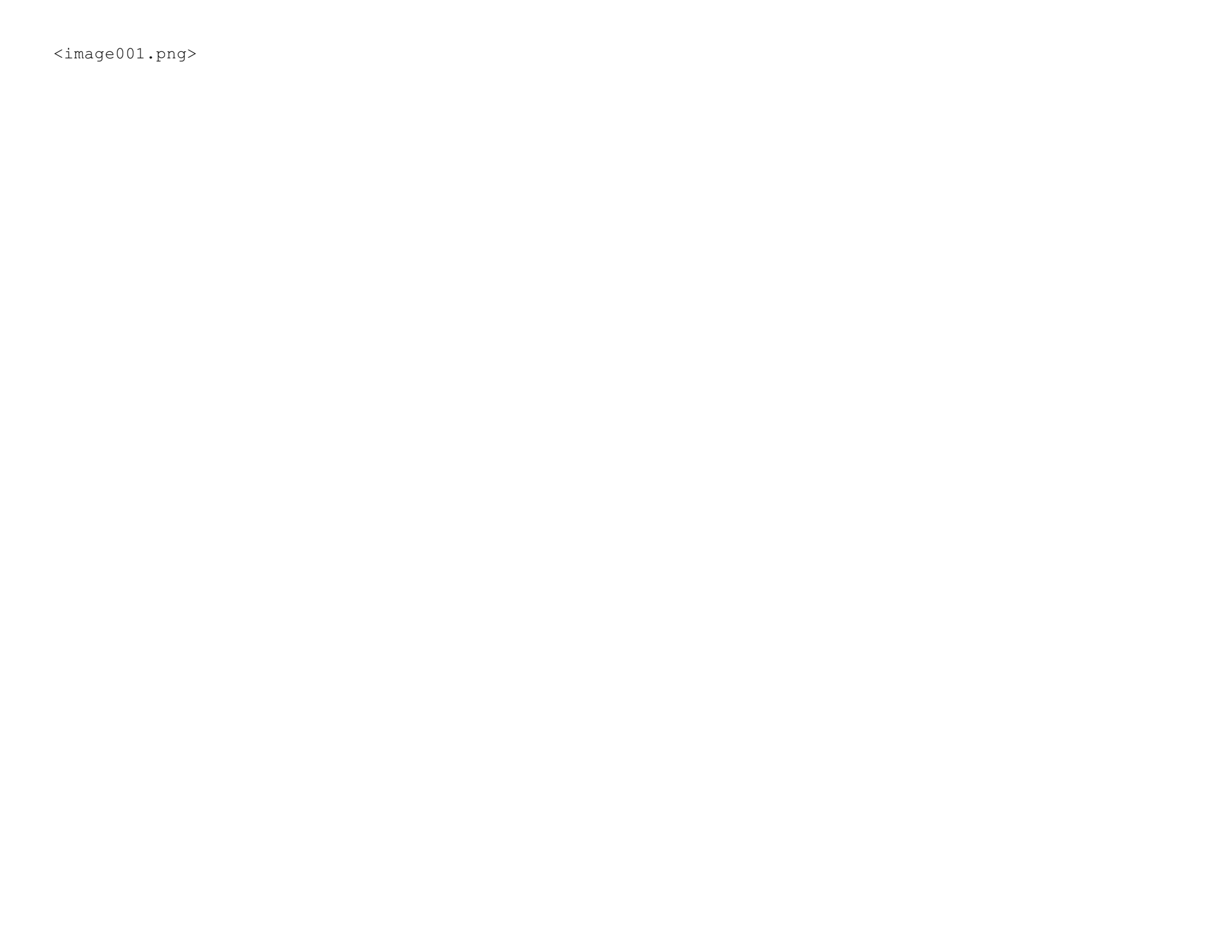
Blessings to all!

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel
Child & Parental Rights Campaign
5805 State Bridge Road
Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

<image001.png>

> Begin forwarded message:
>
> **From:** jwrobbins <jwrobbins@protonmail.com>
> **Subject: GA bill**
> **Date:** October 30, 2019 at 10:30:31 AM EDT
> **To:** Vernadette Broyles <vbroyles@adoptionfamilylaw.com>
> **Reply-To:** jwrobbins <jwrobbins@protonmail.com>
>
> Ginny decided the time was right. See press release, attached. Let the games begin.
>
> Sent with ProtonMail Secure Email.



Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/14/2020 6:05:05 AM
To: "Michael Laidlaw" <mike@drlaidlaw.com>
Cc:
Bcc:
Subject: Re: Legislative Packet
Attachments: image001.png

Dr. Laidlaw (Mike),

Thank you for your hard work on this article and all the other stuff you've got your fingers into.

I'm retired, so I get to play on the internet all day, but the folks like you and Dr. Malone are taking time out of your days and lives to make a difference for these kids and that doesn't go unnoticed.

Blessings,

James

On Monday, January 13, 2020, 10:48:35 PM EST, Michael Laidlaw <mike@drlaidlaw.com> wrote:

All,

I've got a new piece out in the Public Discourse tonight on why the Pediatric Endocrine Society is wrong about puberty blockers being reversible and is ignoring serious harms.

https://www.thepublicdiscourse.com/2020/01/59422/

Please read and share widely with legislators, educators, friends family etc.

I think it will help in the intellectual battle when trying to get our important legislation passed in the states.

Thanks

-Mike

On 2020-01-09 19:28, Timothy Millea MD wrote:

> Terrific information, particularly on background to support the position. Thank you for the obviously significant time and thought applied. I'm likely late to this "team", but thanks to Fred and Michelle, am grateful for all the expertise. There is a small but growing number of us in the Catholic Medical Association who are pushing this issue forward, and this type of information is great help in getting ahead of it.

Tim Millea, M.D.

At-large member, CMA Board of Director

CMA State Director for Iowa

From: Vernadette Broyles [mailto:vbroyles@childparentrights.org]
Sent: Thursday, January 9, 2020 2:20 PM
To: Fred Deutsch; William Malone; Michael Laidlaw; Chris Motz; Richard Mast; Matt Sharp; Timothy Millea MD; Quentin Van Meter; MD Paul Hruz PhD; Monique Robles MD; Gary McCaleb; Glenn Ridder; Natasha Chart; Hudson, MD Bernard; David Pickup; Katherine Cave; Eunie Smith; Margaret Clarke; Horvath Hacsi; Roger Brooks; Walt Heyer; James Shupe; McHugh Paul; Lappert Patrick
Cc: Mary McAlister; Jane Robbins; drmcretella@gmail.com
Subject: Legislative Packet

EXTERNAL EMAIL - USE CAUTION

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Attached, at long last, is a **Legislative Packet** of information and documents that Jane Robbins and I created, with the help, review, and editing of Michelle, to be used in support of the Vulnerable Child Protection Acts being introduced in our respective states.

In this arena there is such ignorance, and misinformation, about the issue of transgenderism that we felt that legislators needed a primer to accurately understand it. We have received permission from the Minnesota Family Institute to use Chapters 1 - 3 of the Parent Resource Guide as such a primer. We then created handouts on the three key issues we know the other side is going to attack us on: 1) the suicide claim, 2) the claim that the medical community widely supports these treatments, and 3) the bald-faced lie (we've already seen in the media) that these interventions are not happening in minors. Representative Ehrhart generously paid for the design work for the handouts to have a similar look to the Parent Resource Guide. Finally, is a generic Whitepaper, based on the SD and GA white papers we all worked on.

Our goal was to create a packet of information (well researched, full of citations, and formatted to catch the eye with the major points) that will educate and inform our legislators and supporting organizations, but also will arm them with ready answers for the major attacks of misinformation that will be thrown at them. Attached are the following:

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I would very much like to hear what you all think about these handouts and the packet they create. Please share these with your legislators and feel free disseminate them as widely as possible with allies. We hope they become weapons in the hands of many warriors!

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On Dec 23, 2019, at 7:43 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

All, just passing along a very rough first draft of an educational website under development to educate and motivate South Dakotans about the bill. I plan to do a video recording to explain the need for the bill that will go on the site. Any input is always welcome. - Fred
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To: "Vernadette Broyles" <vbroyles@childparentrights.org>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <RMast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "James Shupe" <jamie.shupe@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>
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Subject: Re: Legislative Packet
Attachments: image001.png,image001[1].png

Dr. Laidlaw:Thank for this excellent article. It will be tremendously helpful not only for legislative efforts but also for challenging school policies affirming social transitioning. Your connection between social transitioning and the interventions will be invaluable for our arguments.

Mary E. McAlister, Esq.
Senior Litigation Counsel
Child & Parental Rights Campaign
P.O. Box 637
Monroe, VA 24574
434 610-0873
mmcalister@childparentrights.org
childparentrights.org

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5805 State Bridge Rd., Suite G310
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770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

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Attachment:

From: QUENTIN VAN METER
Sent: 1/14/2020 4:19:32 AM
To: mike@drlaidlaw.com, "Timothy Millea MD" <TMillea@qcora.com>
Cc: "Vernadette Broyles" <vbroyles@childparentrights.org>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "William Malone" <malone.will@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <RMast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "James Shupe" <jamie.shupe@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, drmcretella@gmail.com
Subject: Re: Legislative Packet
Attachments: image001.png

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CMA State Director for Iowa

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Sent: Thursday, January 9, 2020 2:20 PM
To: Fred Deutsch; William Malone; Michael Laidlaw; Chris Motz; Richard Mast; Matt Sharp; Timothy Millea MD; Quentin Van Meter; MD Paul Hruz PhD; Monique Robles MD; Gary McCaleb; Glenn Ridder; Natasha Chart; Hudson, MD Bernard; David Pickup; Katherine Cave; Eunie Smith; Margaret Clarke; Horvath Hacsi; Roger Brooks; Walt Heyer; James Shupe; McHugh Paul; Lappert Patrick
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From: Jane Robbins

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Cc: "Laidlaw Michael" <mike@drlaidlaw.com>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "William Malone" <malone.will@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <RMast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "James Shupe" <jamie.shupe@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>

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To: "rlrobb123@gmail.com" <rlrobb123@gmail.com>, "QUENTIN VAN METER" <kidendo@comcast.net>
Cc: "Laidlaw Michael" <mike@drlaidlaw.com>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "William Malone" <malone.will@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <RMast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "James Shupe" <jamie.shupe@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>
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From: Michael Laidlaw
Sent: 1/14/2020 6:51:25 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Legislative Packet
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Much appreciated James!

On 2020-01-14 06:05, James Shupe (Formerly Jamie Shupe) wrote:

> Dr. Laidlaw (Mike),
>
> Thank you for your hard work on this article and all the other stuff you've got your fingers into.
>
> I'm retired, so I get to play on the internet all day, but the folks like you and Dr. Malone are taking time out of your days and lives to make a difference for these kids and that doesn't go unnoticed.
>
> Blessings,
>
> James
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Attachments: PastedGraphic-14.png

Have asked my web developer about creating a private webpage to put these docs (and for inside information for our side in the future). People could access by creating an account with just their name, org, and email and create their own password. Waiting to hear what will cost and timetable to get up.

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On Jan 9, 2020, at 3:31 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

Vernadette,

First, many thanks to you and the others that donated your valuable time to work on this important project.

Please forgive me if it's already the case and I'm just not aware of it but are these new docs consolidated somewhere on a website that we can spread on social media?

Can they be put on the site that houses the parental guide or somewhere else?

Thanks!

James

On Thursday, January 9, 2020, 03:20:12 PM EST, Vernadette Broyles <vbroyles@childparentrights.org> wrote:

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vbroyles@childparentrights.org
www.childparentrights.org

On Dec 23, 2019, at 7:43 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

All, just passing along a very rough first draft of an educational website under development to educate and motivate South Dakotans about the bill. I plan to do a video recording to explain the need for the bill that will go on the site. Any input is always welcome. - Fred
<VYPA web layout.pdf>

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/9/2020 12:31:21 PM
To: "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Bcc:
Subject: Re: Legislative Packet

Vernadette,

First, many thanks to you and the others that donated your valuable time to work on this important project.

Please forgive me if it's already the case and I'm just not aware of it but are these new docs consolidated somewhere on a website that we can spread on social media?

Can they be put on the site that houses the parental guide or somewhere else?

Thanks!

James

On Thursday, January 9, 2020, 03:20:12 PM EST, Vernadette Broyles <vbroyles@childparentrights.org> wrote:

Dear Team

Attached, at long last, is a **Legislative Packet** of information and documents that Jane Robbins and I created, with the help, review, and editing of Michelle, to be used in support of the Vulnerable Child Protection Acts being introduced in our respective states.

In this arena there is such ignorance, and misinformation, about the issue of transgenderism that we felt that legislators needed a primer to accurately understand it. We have received permission from the Minnesota Family Institute to use Chapters 1 - 3 of the Parent Resource Guide as such a primer. We then created handouts on the three key issues we know the other side is going to attack us on: 1) the suicide claim, 2) the claim that the medical community widely supports these treatments, and 3) the bald-faced lie (we've already seen in the media) that these interventions are not happening in minors. Representative Ehrhart generously paid for the design work for the handouts to have a similar look to the Parent Resource Guide. Finally, is a generic Whitepaper, based on the SD and GA white papers we all worked on.

Our goal was to create a packet of information (well researched, full of citations, and formatted to catch the eye with the major points) that will educate and inform our legislators and supporting organizations, but also will arm them with ready answers for the major attacks of misinformation that will be thrown at them. Attached are the following:

- Parent Resource Guide - Chaps. 1 - 3 primer on the transgender issue (please note, we do not have permission to bind this document with any of the others)

- Suicide handout
- Medical professionals handout
- Medical Interventions in minors handout
- Whitepaper (generic)

I would very much like to hear what you all think about these handouts and the packet they create. Please share these with your legislators and feel free disseminate them as widely as possible with allies. We hope they become weapons in the hands of many warriors!

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

5805 State Bridge Rd., Suite G310
Johns Creek, GA 30097
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Attachment:

From: Vernadette Broyles
Sent: 1/14/2020 10:53:30 AM
To: "James Shupe" <jamie.shupe@yahoo.com>
Cc: "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Subject: Re: Legislative Talking Point
Attachments: PastedGraphic-14.png

Jamie is 100% correct. For there Libertarians, we should point out there is a host of things government appropriately takes off of parentsâ€™ shoulders because it sends a societal message of the potential harm or importance to children if too much decision-making is reposed in the hands of developing humans at too early an age. Hence, parents need not fight with children about having to attend school, taking the car keys out of their hands before age 16 and legal drivers license awarded, drinking before age 21, illegal drugs, entering into most contracts, and others. Parents can rely on sound laws to back them up against the immature and manipulable wants and decisions of their minor children. Thatâ€™s a good thing.

Great talking point, in my view.

Vernadette

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President and General Counsel

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On Jan 14, 2020, at 12:47 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

All,

I'd like to bounce a potential talking point off of all you and hear your feedback. I've attached a screenshot of the typical turmoil in the homes of these kids with gender confusion issues.

My talking point is, the state stepping in and creating regulatory law via the legislators such as Rep. Deutsch and others is actually taking the heat off of the parents to allow these dangerous medical interventions for kids. This type of legislation essentially shifts the responsibility to the person wanting the treatment to when they become of legal age in their state to get it. Once passed, it's no longer their parents saying no, it's the state.

For example, we don't have kids and families in turmoil because children can't drink, that's because it's not their parents stopping them from drinking, it's a state law.

Am I making sense here?

Because with these unscrupulous medical providers on standby to give these harmful drugs to children as soon as a parent says yes, it's the uncooperative parents that are taking the heat whenever they say no. Peers getting the treatment only worsens this scenario.

For the record, I'm not just bringing this up as a talking point, I believe in what I'm saying here based on what I see online and in the news.

Blessings,

James

From: Bob Sullivan
Sent: 3/12/2019 1:00:51 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Medical Malpractice Attorneys

If you are available at 11:30 Eastern time tomorrow, I can conference you in on a call to a firm in Jacksonville. We'll do an "intake" tomorrow. This is basically a screening process so the attorney can assess your case and decide if it is something he wants to tackle. The call is with Sean Cronin's firm https://www.croninmaxwell.com/legal-team/ Hopefully he is not a left-leaning ideologue. It is going to take a courageous attorney to take this case, but with his experience with the VA, med Mal, and trial practice, he should be just the guy you need. I'll be on the phone with you during the intake so I can help if need be. I may not need to say anything.

I can initiate the call. What is the best phone number to use tomorrow at 11:30. The call should only take 20 minutes or so. Assuming you are available. If not, I can reschedule it.

> On Mar 12, 2019, at 3:41 PM, Jamie Shupe <jamie.shupe@yahoo.com> wrote:
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If this raises any questions or concerns for you, let me know and I'll do my best to respond. As soon as we have a meeting of the minds, I'll make some calls and see if we can get you in to see someone in the near future.

Bob S.
402-462-2110

From: Jamie Shupe
Sent: 3/12/2019 2:04:32 PM
To: "Bob Sullivan" <bob@sullivanshoemaker.com>
Cc:
Bcc:
Subject: Re: Medical Malpractice Attorneys

My cell is 503-964-4558.

Yes, I'll be available then.

Thanks!

Jamie

On Tuesday, March 12, 2019, 5:00:53 PM EDT, Bob Sullivan <bob@sullivanshoemaker.com> wrote:

If you are available at 11:30 Eastern time tomorrow, I can conference you in on a call to a firm in Jacksonville. We'll do an "intake" tomorrow. This is basically a screening process so the attorney can assess your case and decide if it is something he wants to tackle. The call is with Sean Cronin's firm https://www.croninmaxwell.com/legal-team/ Hopefully he is not a left-leaning ideologue. It is going to take a courageous attorney to take this case, but with his experience with the VA, med Mal, and trial practice, he should be just the guy you need. I'll be on the phone with you during the intake so I can help if need be. I may not need to say anything.

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Bob S.
402-462-2110

From: Jamie Shupe
Sent: 3/12/2019 2:13:34 PM
To: "Bob Sullivan" <bob@sullivanshoemaker.com>
Cc:
Bcc:
Subject: Re: Medical Malpractice Attorneys

You're probably much better at this than me, but a couple of things should jump out at you reading the records. They constantly let me direct my own care. Also, the same quack who wrote my non-binary sex change letter refused me DNA testing. Had she done it and it said male, I would have returned to my birth sex. She told me the knowledge would harm me. She also prescribed me Marinol, synthetic THC. The VA later sent me to a drug rehab. Got it prescribed on the west coast, got called a drug addict for it on the east coast. Also take note that during the three psych exams, they never explored gender dysphoria at all. All they do is say things like "patient meets requirement for gender dysphoria." They don't say why I do? The one psychiatrist never mentions it at all. Also take note of how many times they wrote me up for being "tearful." That's because transition wasn't helping me.

My 100% rating defintion: *"Total occupational and social impairment, due to such symptoms as: gross impairment in thought processes or communication; persistent delusions or hallucinations; grossly inappropriate behavior; persistent danger of hurting self or others; intermittent inability to perform activities of daily living (including maintenance of minimal personal hygiene); disorientation to time or place; memory loss for names of close relatives, own occupation, or own name."*

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402-462-2110

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Sent: 3/12/2019 12:47:50 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
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The medical records would be very helpful. And your contacts are very good. I'm especially a fan of Laidlaw.

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Here's another one: Andre Van Mol. I'm also in touch with Dr. Michelle Cretelaa.

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If this raises any questions or concerns for you, let me know and I'll do my best to respond. As soon as we have a meeting of the minds, I'll make some calls and see if we can get you in to see someone in the near future.

Bob S.
402-462-2110

From: Hacsi Horvath
Sent: 1/15/2020 6:57:32 PM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Natasha Chart" <natasha.chart@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>
Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Timothy Millea MD" <tmillea@qcora.com>
Subject: Re: More extensive interview form our state's largest paper

---

Very strong work!! □□

Sent from Yahoo Mail for iPhone

On Wednesday, January 15, 2020, 16:57, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

> https://www.argusleader.com/story/news/politics/2020/01/15/south-dakota-legislature-bill-would-punish-doctors-who-perform-sex-reassignment-surgeries-lgbt/4476342002/

From: Michael Laidlaw
Sent: 2/12/2019 9:34:33 AM
To: "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Gary McCaleb" <gmccaleb@adflegal.org>, "Jeff Shafer" <jshafer@adflegal.org>, "Andre Van Mol" <95andrev@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Rene Jax" <renejaxiwritebooks@gmail.com>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Laura A. Haynes, Ph.D." <laurahaynesphd3333@gmail.com>, "Paul Hruz" <hruz_p007@att.net>, "Paul McHugh" <pmchugh1@jhmi.edu>, "Mark Chuff" <chuffmark@gmail.com>, "Jamie Shupe" <Jamie.shupe@yahoo.com>, "Walt Heyer" <waltsbook@yahoo.com>, "Walter Schumm" <schumm@ksu.edu>
Subject: Re: MUST READ ARTICLE FOR STRATEGIC PLANNING

Thanks Michelle! Spreading word

https://twitter.com/MLaidlawMD/status/1095375097299259397

On 2019-02-12 08:21, Michelle Cretella wrote:

> This is a terrifying article about criminalizing parents who seek to protect their children from AAP/WPATH monsters.
>
> http://thefederalist.com/2019/02/12/lgbt-activists-teaching-judges-yank-kids-parents-wont-transgender/

From: QUENTIN VAN METER
Sent: 1/29/2020 4:22:37 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Paul Hruz" <hruz_p007@att.net>
Cc: "Deutsch Fred" <fred.deutsch@sdlegislature.gov>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Subject: Re: New Florida DSD/Gender Identity Case

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> " But because Mayfield was born intersex, she didnâ€™t require surgery, only estrogen."
>
> https://www.mynews13.com/fl/orlando/news/2020/01/13/birth-certificate-gender-change-battle

From: Walt Heyer
Sent: 1/29/2020 4:24:15 AM
To: "QUENTIN VAN METER" <kidendo@comcast.net>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Paul Hruz" <hruz_p007@att.net>
Cc: "Deutsch Fred" <fred.deutsch@sdlegislature.gov>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Subject: Re: New Florida DSD/Gender Identity Case

Absolutely they are

On Wed, Jan 29, 2020 at 7:22 AM, QUENTIN VAN METER <kidendo@comcast.net> wrote:

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> > https://www.mynews13.com/fl/orlando/news/2020/01/13/birth-certificate-gender-change-battle

From: Walt Heyer
Sent: 1/29/2020 4:33:01 AM
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: New Florida DSD/Gender Identity Case

James Liberty Counsel has been involved in the Florida bills from day one.
I just spent 3 days there with the men who drafted the bills including having dinner with them two nights in a row to answer questions from my perspective.
Sill the bills are not perfect by any means but a step in the right direction
Walt

On Wed, Jan 29, 2020 at 7:26 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Richard,
>
> Can Liberty Counsel please consider filing something in this case?
>
> If a judge signs this thing, they're going to do major damage in Florida and it's no doubt leading to an effort for an X marker on licenses.
>
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https://www.mynews13.com/fl/orlando/news/2020/01/13/birth-certificate-gender-change-battle

From: Richard Mast
Sent: 1/30/2020 6:45:00 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Paul Hruz" <hruz_p007@att.net>, "QUENTIN VAN METER" <kidendo@comcast.net>
Cc: "Deutsch Fred" <fred.deutsch@sdlegislature.gov>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Subject: RE: New Florida DSD/Gender Identity Case

In answer to Jamesâ€™ question below, a Florida judgeâ€™s order to â€œchange all legal documentsâ€ for an MTF male with Klinefelter Syndrome should not be binding in Alabama, but I can see that setting up a potential challenge regarding comity, full faith and credit, etc., depending on Alabamaâ€™s exact statutory language.

Not sure who besides the Alabama Department of Public Health would have standing here, but I do not think a general member of the public would.

I have reached out to contacts in Alabama, to apprise the Alabama AG of the situation, and suggest their office or the ADPH Office of Counsel look into this case, and potentially send a letter to this judge or otherwise take action.

If we have a document on Klinefelter Syndrome with the science all footnoted I could forward, that would be helpful.

Richard L. Mast, Esq.*
Senior Litigation Counsel
Liberty Counsel
PO Box 540774
Orlando, FL 32854
(407) 875-1776 phone
(407) 875-0770 fax
LC.org
Offices in DC, FL, and VA
*Licensed in Virginia

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Wednesday, January 29, 2020 7:26 AM
To: Laidlaw Michael <mike@drlaidlaw.com>; Andre Van Mol <95andrev@gmail.com>; Paul Hruz <hruz_p007@att.net>; QUENTIN VAN METER <kidendo@comcast.net>
Cc: Deutsch Fred <fred.deutsch@sdlegislature.gov>; Lappert Patrick <patrick@lappertplasticsurgery.com>; Bernard Hudson, MD <loyolamd82@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Mary McAlister <mmcalister@childparentrights.org>; Cretella Michelle <drmcretella@gmail.com>; Katherine Cave <kelseycoalition@gmail.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; McCaleb Gary <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Robbins Jane <rlrobb123@gmail.com>; Margaret Clarke <margaretclarke317@icloud.com>; Sharp Matt <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Richard Mast <RMast@LC.org>; Brooks Roger <rbrooks@adflegal.org>; Timothy Millea MD <tmillea@qcora.com>; Heyer Walt <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Shafer Jeff <jshafer@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Jon Hansen <jon.hansen@sdlegislature.gov>
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Sent: 1/29/2020 4:26:00 AM
To: "Laidlaw Michael" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Paul Hruz" <hruz_p007@att.net>, "QUENTIN VAN METER" <kidendo@comcast.net>
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https://www.mynews13.com/fl/orlando/news/2020/01/13/birth-certificate-gender-change-battle

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 2/9/2020 2:53:39 PM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc:
Bcc:
Subject: Re: Nonbinary Puberty In South Dakota

I prayed for you and the others supporting the bill today. Asked the Lord to put all of you in the Armor of God for this fight.

James

On Sunday, February 9, 2020, 05:44:21 PM EST, Fred Deutsch <fred.deutsch@sdlegislature.gov> wrote:

Going to an adverse committee hearing tomorrow. If the bill passes, it will be a modern day miracle! - FRed

---

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Sunday, February 9, 2020 4:05 PM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Vernadette Broyles <vbroyles@childparentrights.org>
Cc: QUENTIN VAN METER <kidendo@comcast.net>; Laidlaw Michael <mike@drlaidlaw.com>; Andre Van Mol <95andrev@gmail.com>; Paul Hruz <hruz_p007@att.net>; Lappert Patrick <patrick@lappertplasticsurgery.com>; Bernard Hudson, MD <loyolamd82@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Cretella Michelle <drmcretella@gmail.com>; Katherine Cave <kelseycoalition@gmail.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; McCaleb Gary <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Robbins Jane <rlrobb123@gmail.com>; Margaret Clarke <margaretclarke317@icloud.com>; Sharp Matt <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Mast Richard <rmast@lc.org>; Brooks Roger <rbrooks@adflegal.org>; Timothy Millea MD <tmillea@qcora.com>; Heyer Walt <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Shafer Jeff <jshafer@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Jon Hansen <Jon.Hansen@sdlegislature.gov>
Subject: Nonbinary Puberty In South Dakota

Fred,

What is going on in South Dakota?

"Puberty was like a puzzle for Quinncy Parke. The 17-year-old from Sioux Falls is nonbinary and uses the pronouns they/them. When puberty arrived, so did a lot of distress."

So, Fred, you folks have "nonbinary" puberty in your state?

https://www.npr.org/2020/02/07/803508821/south-dakota-lawmakers-seek-to-ban-treatment-for-transgender-teenagers

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From: Fred Deutsch
Sent: 2/9/2020 2:44:18 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
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Sent: 2/9/2020 6:46:37 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "QUENTIN VAN METER" <kidendo@comcast.net>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Paul Hruz" <hruz_p007@att.net>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Subject: Re: Nonbinary Puberty In South Dakota

All the standard boilerplate rhetoric, presented with the treacle sensitivity that NPR is so good at. Looking forward to joining the battle in full. God bless you Fred!
PWL

> On February 9, 2020 at 5:04 PM "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com> wrote:
>
> Fred,
>
> What is going on in South Dakota?
>
> " Puberty was like a puzzle for Quinncy Parke. The 17-year-old from Sioux Falls is nonbinary and uses the pronouns they/them. When puberty arrived, so did a lot of distress."
>
> So, Fred, you folks have "nonbinary" puberty in your state?
>
> https://www.npr.org/2020/02/07/803508821/south-dakota-lawmakers-seek-to-ban-treatment-for-transgender-teenagers
>
> James

Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

From: Michael Laidlaw
Sent: 2/9/2020 2:28:42 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Nonbinary Puberty In South Dakota

Thanks for that. The reporting is horrible. I never see anyone bring up the lists of actual harms that we´ve displayed again and again.

-Mike

On 2020-02-09 14:04, James Shupe (Formerly Jamie Shupe) wrote:

> Fred,
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> What is going on in South Dakota?
>
> "Puberty was like a puzzle for Quinncy Parke. The 17-year-old from Sioux Falls is nonbinary and uses the pronouns they/them. When puberty arrived, so did a lot of distress."
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From: Fred Deutsch
Sent: 1/26/2020 5:04:53 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: RE: Objections to bill- other thoughtss

We don't have jurisdiction to prevent travel to another state – that's a federal issue. - Fred

---

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Sunday, January 26, 2020 6:52 PM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Subject: Re: Objections to bill- other thoughtss

Well, if you manage to win this thing, there's probably something on the books about transporting minors across state lines for immoral purposes, etc. Maybe propose a new clause in that law, adding this one.

James

On Sunday, January 26, 2020, 07:49:02 PM EST, Fred Deutsch <fred.deutsch@sdlegislature.gov> wrote:

Frankly, there is nothing in the bill to prevent parents form doing that. - Fred

---

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Sunday, January 26, 2020 6:47 PM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Subject: Re: Objections to bill- other thoughtss

Fred,

In regards to what I brought up earlier: How are you going to respond if they say parents will just take the kids out of state?

James

On Sunday, January 26, 2020, 07:39:39 PM EST, Fred Deutsch <fred.deutsch@sdlegislature.gov> wrote:

Brainstorming idea for objections to bill. Others that you think I should prepare for in addition claims that:

Suicide rates go up

Impact economy

Interferes with doctor-patient relationship

Interferes with parental rights

Parents must give consent – therefore it should be the parent held responsible, not the doctor

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Sent: 1/26/2020 6:50:09 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "QUENTIN VAN METER" <kidendo@comcast.net>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Andre Van Mol" <95andrev@gmail.com>
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Accept this approach as typical.

BH

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Sent: 1/27/2020 6:39:47 AM
To: "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "patrick Lappert" <patrick@lappertplasticsurgery.com>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Bcc:
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Hopefully, the lawyers will chime in on this, but my view is the bill is targeting a medical condition, of which there's no fixed consensus about what the origin is, whether it's strictly mental, etc. The ADA law states transvestism is excluded, so that allowed singling out a class of folks because a medical condition.

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[Will leave to attorneys and legislators]

-Mike

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Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/27/2020 6:18:48 PM
To: "Laidlaw Michael" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>
Cc: "Deutsch Fred" <fred.deutsch@sdlegislature.gov>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Bcc:
Subject: Re: Objections to bill- other thoughtss

Speaking of our talking points: Are we going to point out the hypocrisy of the left's efforts to make it a crime to conduct therapy that tries to get a child to accept their birth sex, and of how they don't think it should be a crime to sterilize and operate on these children instead?

James

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/28/2020 10:59:09 AM
To: "95andrev@gmail.com" <95andrev@gmail.com>
Cc: "Laidlaw Michael" <mike@drlaidlaw.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
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With Dr. Money coining gender identity in 1966 and transvestite Virginia Prince coining transgender in 1969, the hard to define "class of people" is younger than me, and a lot of others in this conversation, something courts should be taking note of.

Sent from Yahoo Mail on Android

On Tue, Jan 28, 2020 at 1:42 PM, Andre Van Mol <95andrev@gmail.com> wrote:

> What's odd about the military "class of people" argument per ACLU, etc., is that the military reserves the right to exclude whomever it deems unfit for service. There is no right to serve in the military. They exclude the overweight, sleep walkers (somnambulism), bed wetters (enuresis), and so forth. Those are far more defined classes/conditions than is the self-defined transgenderism (as not all TGs are gender dysphoric).
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To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Objections to bill- other thoughtss

There is no medical evidence that someone with gender dysphoria has a medical condition until given hormones and/or surgery. None. No labs, no karyotypes, no x-rays, no mri, no fmri, no pet scans; symptoms but no medical signs.

An illness confined to the mind. Remember: These children already have normal levels of steroids (testosterone or estrogen) in their bloodstream.

BH

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Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

From: Natasha Chart
Sent: 1/27/2020 6:53:35 AM
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Brooks Roger" <rbrooks@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Cretella Michelle" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Heyer Walt" <waltsbook@yahoo.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Katherine Cave" <kelseycoalition@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <rmast@lc.org>, "McCaleb Gary" <mccgsm@gmail.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Sharp Matt" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "patrick Lappert" <patrick@lappertplasticsurgery.com>
Subject: Re: Objections to bill- other thoughtss

The bill names no such class of person. It doesn't even name gender dysphoria directly, or any other diagnosed condition, as regards the procedures to be banned.

Gender identity laws aren't based on a medical condition, either, though. No specific medical condition must be claimed to qualify for the ACLU to defend your right to force everyone to agree that you're something you aren't, nor must a specific diagnosis be made for a doctor to be considered as having a mandate to affirm a claim to be in the 'wrong body.'

The gender activists talk about a medical condition, but exclusively as a club with which to beat opponents. It doesn't underlay the reasoning or requirements of any of their key policy goals or proposals.

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Cc: "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Subject: Re: Objections to bill- other thoughtss

For suicides attempts and hospitalization after hormonal therapy, the 2019 Branstrom study from Sweden (by way of Yale, naturally) also showed no improvement (they claimed it for SRS/GAS, but actually failed to show it credibly). Me, Mike, Miriam and Paul McHugh (lottaâ€™ Mâ€™s there) have a letter to the editor of AJP criticizing the study that is going through peer review now.

Mike pretty much hit it out of the park with his answer to the 7 Qs.

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Patrick W. Lappert, MD

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Attachment:

From: Matt Sharp
Sent: 1/27/2020 6:23:34 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>
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Subject: RE: Objections to bill- other thoughtss
Attachments: logo_abdfb0ec-e06e-407a-a721-cd0e4f742400.png

James,

The Colson Center has produced some very good videos helping to equip people to talk winsomely about these issue. They have a very good video on the hypocrisy of the left in opposing so-called â€œconversion therapyâ€ while promoting harmful gender identity procedures. You can watch the video here: https://whatwouldyousay.org/if-conversion-therapy-is-bad-why-is-sex-reassignment-good-2/

Matt Sharp
Sr. Counsel, State Government Relations National Director
+1 770 339 0774 (Office)
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msharp@adflegal.org
ADFlegal.org

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From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Monday, January 27, 2020 9:19 PM
To: Laidlaw Michael <mike@drlaidlaw.com>; Andre Van Mol <95andrev@gmail.com>
Cc: Deutsch Fred <fred.deutsch@sdlegislature.gov>; Lappert Patrick <patrick@lappertplasticsurgery.com>; Bernard Hudson, MD <loyolamd82@gmail.com>; QUENTIN VAN METER <kidendo@comcast.net>;

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EXTERNAL

Speaking of our talking points: Are we going to point out the hypocrisy of the left's efforts to make it a crime to conduct therapy that tries to get a child to accept their birth sex, and of how they don't think it should be a crime to sterilize and operate on these children instead?

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From: Andre Van Mol
Sent: 1/28/2020 10:42:07 AM
To: "Shupe Jamie" <jamie.shupe@yahoo.com>
Cc: "Laidlaw Michael" <mike@drlaidlaw.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Subject: Re: Objections to bill- other thoughtss

Whatâ€™s odd about the military â€œclass of peopleâ€ argument per ACLU, etc., is that the military reserves the right to exclude whomever it deems unfit for service. There is no right to serve in the military. They exclude the overweight, sleep walkers (somnambulism), bed wetters (enuresis), and so forth. Those are far more defined classes/conditions than is the self-defined transgenderism (as not all TGs are gender dysphoric).

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Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

From: Michael Laidlaw
Sent: 1/28/2020 10:52:58 AM
To: jamie.shupe@yahoo.com
Cc:
Subject: Re: Objections to bill- other thoughtss

Thanks for that James. That's certainly the angle they're taking in the press. If you saw the NYT coverage on SD bill.

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Sent: 1/29/2020 6:15:58 AM
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Objections to bill- other thoughtss

Then, of course, you may know of Karl Bowmen?

Sent from my iPhone

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Cc:
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Sorry: https://en.wikipedia.org/wiki/Karl_Bowman

Virginia Prince caught my eye and I remembered his involvement with him.

BH

> On Jan 29, 2020, at 8:24 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
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> Those are the stats I've seen as well. So take away the medical students and residents, and the AMA really isn't the A-MA.
> As for it and the others, they are all professional guilds and susceptible to political/ideological/financial manipulation. They are not scientific organizations, and people don't seem to get that.
>
> Andre
>
> > On Jan 26, 2020, at 6:50 PM, Bernard Hudson < loyolamd82@gmail.com> wrote:
> >
> > AMA membership hovers less than 20% of licensed physicians, actually about 17% of physicians and medical students.
> >
> > Decades ago, 3/4 of licensed doctors were members. The AMA movement towards accepting doctors killing patients, and infants are patients, has destroyed the membership over the decades.
> >
> > The issue will be that a physician is not a consensus doctor if not abiding by AMA affirmation guidelines.
> >
> > In Tampa, August 2019, the opposing attorneys wrote: "Dr. Hudson is not a consensus

physician and clearly harms children."

Although they lost the case, gutting all of Florida's affirmation guidelines, they included 13 medical and psychological organizations including, My God Yes!, the American High School Counselors Association!

Accept this approach as typical.

BH

On Jan 26, 2020, at 6:44 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> That you're going against the advice of the American Medical Association and WPATH, etc.
>
> Note: This email chain had Kara Dansky and Greg Scott, please remove them if you respond.
>
> James
>
> On Sunday, January 26, 2020, 07:39:39 PM EST, Fred Deutsch < fred.deutsch@sdlegislature.gov> wrote:
>
> Brainstorming idea for objections to bill. Others that you think I should prepare for in addition claims that:
>
> Suicide rates go up
>
> Impact economy
>
> Interferes with doctor-patient relationship
>
> Interferes with parental rights
>
> Parents must give consent – therefore it should be the parent held responsible, not the doctor
>
> PB are reversable
>
> Bill is unconstitutional

Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/26/2020 4:44:22 PM
To: "QUENTIN VAN METER" <kidendo@comcast.net>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Andre Van Mol" <95andrev@gmail.com>
Bcc:
Subject: Re: Objections to bill- other thoughtss

That you're going against the advice of the American Medical Association and WPATH, etc.

Note: This email chain had Kara Dansky and Greg Scott, please remove them if you respond.

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From: Walt Heyer
Sent: 1/17/2020 6:36:48 AM
To: "Fred.Deutsch@sdlegislature.gov" <Fred.Deutsch@sdlegislature.gov>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition from physicians intensifies

Dr. Brook Jones needs to explain to South Dakota lawmakers why there are so many more young people who after following the current Standards of Care set forth in Gender Clinics are "coming out" after transitioning saying the doctors failed them because the hormones and surgery were totally unnecessary. I one case the doctors produced "a Frankenstein hack job" this is where the LGBTQ Hippocratic Oath acatually works to undermine the lives of young people. My article this year below

https://www.dailysignal.com/2020/01/02/transgender-clinics-are-ruining-young-lives/

Walt Heyer

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> I am a Pediatrician and community member in South Dakota. I am writing today about my concerns about HB 1057, a bill that would criminalize doctors for performing gender-affirming, life-saving medical care for transgender youth in our state.
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I implore you to vote against this bill, or if you are supporting it, reconsider your position. I also encourage you to get in contact with local physicians treating these youth, to continue the conversation about how this bill will negatively affect the children that we serve.

Myself, and several other physicians will be at the Capitol on Wednesday, January 22, for Children's Day at the Capitol. I invite you to come to our catered breakfast in the President and Speaker lobbies starting at 7:00 am, to have the opportunity to talk and ask questions about children's health.

Brooke Jones, MD, MSc, FAAP

Child Abuse Pediatrician

From: Walt Heyer
Sent: 1/17/2020 6:55:38 AM
To: "Fred.Deutsch@sdlegislature.gov" <Fred.Deutsch@sdlegislature.gov>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition from physicians intensifies

Dr. Kristina Olson a researcher on Gender Dysphoria admits they cannot identify gender dysphoria in kids and will not know for another 20 years.
My article below

https://www.thepublicdiscourse.com/2017/06/19512/
Walt Heyer

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Child Abuse Pediatrician

From: Mary McAlister
Sent: 1/17/2020 7:02:45 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition from physicians intensifies

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Child Abuse Pediatrician

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Mary E. McAlister, Esq.
Senior Litigation Counsel
Child & Parental Rights Campaign
P.O. Box 637
Monroe, VA 24574
(434) 610-0873
mmcalister@childparentrights.org
www.childparentrights.org

Attachment:

From: Michael Laidlaw
Sent: 1/17/2020 9:28:09 AM
To: "Fred Deutsch" <drfred@deutschclinic.com>
Cc: "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, drmcretella@gmail.com, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition from physicians intensifies
Attachments: NBPAS_5886_Laidlaw_2018-01-12.pdf

All,

There has been some misinformation circulating on the web that my board certification was "revoked".

That is incorrect. I was board certified in Internal Medicine in 2005 and Endocrinology in 2006 by the ABIM. This used to be a lifetime certification. But they changed the rules around so that if you graduated at a certain time, then you have to recertify every 10 years. They call it "Maintenance of Certification". It's a very expensive and time consuming process. And frankly BS, because no one who trained me has to recertify, as they have been grandfathered in.

So I joined with a bunch of other doctors who had formed an alternative board certification group. And I recertified with them instead in 2018. I have attached that certification. If you look me up on the site it will say pending, because I just put in my reapplication on Jan 3. You have to recertify every 2 years. But its a far less expensive process and only requires doing CMEs, just as it had always been!

https://nbpas.org/

I also post these credentials on my website:
http://www.drlaidlaw.com/site/about.html

Hope that clarifies if it comes up.

-Mike

On 2020-01-17 07:02, Mary McAlister wrote:

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Mary E. McAlister, Esq.
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Child & Parental Rights Campaign
P.O. Box 637

Monroe, VA 24574
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From: Michelle Cretella
Sent: 1/17/2020 9:56:29 AM
To: "mike@drlaidlaw.com" <mike@drlaidlaw.com>
Cc: "Fred Deutsch" <drfred@deutschclinic.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition from physicians intensifies

In the mean time, the quacks go on quacking and reaping praise ...

On Fri, Jan 17, 2020 at 12:28 PM Michael Laidlaw <mike@drlaidlaw.com> wrote:

> All,
>
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From: Paul McHugh
Sent: 1/17/2020 11:28:36 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: RE: Opposition from physicians intensifies

A rather direct debate point here Fred is to note that this pediatrician may think he or she took the Hippocratic oath but must have been partly asleep at the time . Specifically the Hippocratic Oath does not say â€œFirst Do no harmâ€ This expression can be found in other Hippocratic writings but nowhere in the Oath. Rather the Oath expressly says that as a doctor â€œI will come for the benefit of the sick, remaining free of all intentional injustice, of all mischiefâ€â€. There is no evidence beyond the level of testimonials from folk with an agenda that the â€œgender affirmingâ€ proposals this pediatrician would provide â€œbenefitâ€ the child or anyone else for that matter and plenty of evidence that itâ€™s mischief. . Keep up the fight! Paul .

From: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Sent: Friday, January 17, 2020 9:17 AM
To: Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; drmcretella@gmail.com
Cc: Michelle Cretella <drmcretella@gmail.com>; Kelsey Coalition <kelseycoalition@gmail.com>; David Pickup <davidpickuplmft@gmail.com>; Dr. Mike Laidlaw <mike@drlaidlaw.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Hudson, MD Bernard <loyolamd82@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; Paul McHugh <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Richard Mast <RMast@lc.org>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Opposition from physicians intensifies

> Passing along email from a pediatrician that was sent to all SD lawmakers. I asked Michelle to please pen a response so I can forward it to lawmakers. If any of the rest of you physicians feel moved to respond, it will help the cause, as I will also forward to them. Lawmakers on the fence are moved by letters like this as it appears to come from an evidence-based perspective. We need to be able to provide reasonable rebuttals. â€“ Rep. Fred Deutsch
>
> I am a Pediatrician and community member in South Dakota. I am writing today about my concerns about HB 1057, a bill that would criminalize doctors for performing gender-affirming, life-saving medical care for transgender youth in our state.
> The bill undermines my Hippocratic Oath that I took when I became a doctor, First Do No Harm. Current standards of care for transgender youth and adolescents delays puberty until children are old enough to make their own decisions about their lived gender. This bill would take away their choices, irreversibly force them through puberty and undermine the prevailing recommendations of every major medical association. The best practice in Pediatrics is for transgender and gender diverse individuals to have access to comprehensive, gender-affirming, and developmentally appropriate health care. This bill goes against evidence-based practice and discriminates against a vulnerable population. It puts children's safety at risk, as transgender youth have increased risk of social isolation, suicide, homelessness, physical violence, and substance abuse, particularly when their gender identity is not supported.
> I implore you to vote against this bill, or if you are supporting it, reconsider your position. I also encourage you to get in contact with local physicians treating these youth, to continue the conversation about how this bill will negatively affect the children that we serve.
> Myself, and several other physicians will be at the Capitol on Wednesday, January 22, for Childrenâ€™s Day at the Capitol. I invite you to come to our catered breakfast in the President and Speaker lobbies starting at 7:00 am, to have the opportunity to talk and ask questions about childrenâ€™s health.
> Brooke Jones, MD, MSc, FAAP

Child Abuse Pediatrician

From: Timothy Millea MD
Sent: 1/17/2020 6:29:20 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Mary McAlister" <mmcalister@childparentrights.org>, "Natasha Chart" <natasha.chart@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: RE: Opposition from physicians intensifies

Ironic. Her health system webpage lists her as â€œA Specialist In Pediatrics Child Abuseâ€.

â€œIf your ideals ignore reason, your instincts will ignore restraint.â€

- G.K. Chesterton

Tim

From: Fred Deutsch [mailto:Fred.Deutsch@sdlegislature.gov]
Sent: Friday, January 17, 2020 8:17 AM
To: Mary McAlister; Natasha Chart; drmcretella@gmail.com
Cc: Michelle Cretella; Kelsey Coalition; David Pickup; Dr. Mike Laidlaw; Eunie Smith; Gary McCaleb; Glenn Ridder; Horvath Hacsi; Hudson, MD Bernard; James Shupe (Formerly Jamie Shupe); Jane Robbins; Lappert Patrick; MD Paul Hruz PhD; Margaret Clarke; Matt Sharp; McHugh Paul; Monique Robles MD; Quentin Van Meter; Richard Mast; Roger Brooks; Scott, Greg; Timothy Millea MD; Vernadette Broyles; Walt Heyer; William Malone
Subject: Opposition from physicians intensifies

EXTERNAL EMAIL - USE CAUTION

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Speaker lobbies starting at 7:00 am, to have the opportunity to talk and ask questions about childrenâ€™s health.
Brooke Jones, MD, MSc, FAAP
Child Abuse Pediatrician

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/26/2020 7:03:04 AM
To: "patrick Lappert" <patrick@lappertplasticsurgery.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Andre Van Mol" <95andrev@gmail.com>, "Kara Dansky" <kara11@me.com>
Bcc:
Subject: Re: Opposition strategy outlined in article. Have suggestion

---

The problem with going down the circumcision path is other entities will bring up FGM, aka female genital mutilation, as a rightful part of their faith or beliefs.

James

Sent from Yahoo Mail on Android

On Sun, Jan 26, 2020 at 9:48 AM, patrick Lappert <patrick@lappertplasticsurgery.com> wrote:

> Circumcision, having many historic dimensions, has also many justifications. The Mosaic covenant ceremony being the first, it has also been proposed in the past as a way of reducing cervical cancer. For most, it is cosmetic (I want my boy to look like the other boys). There is no strictly valid medical indication apart from phimosis/ stricture.
>
> Regardless of the "indication" for circumcision, the key element to be remembered is that in all cases it is intended to serve the "gender" of the boy; that is it is in the service of the masculine sex, and meant to usher them into the right function of man as father and husband in their particular culture. IT IS NOT A PROCEDURE THAT, BY ITS NATURE, DESTROYS THE REPRODUCTIVE FACULTY.
>
> Patrick
>
> > On January 26, 2020 at 9:07 AM QUENTIN VAN METER <kidendo@comcast.net> wrote:
> >
> > Just to play devil's advocate, how can we justify male circumcision when the medical benefits of such are equivocal? Obviously, there is a GIANT difference in the outcome

of removing entire organs as opposed to just a bit of foreskin. I am thinking out loud about what the opposition might say in rebuttal.

Quentin

> On January 26, 2020 at 12:56 AM Michael Laidlaw <mike@drlaidlaw.com> wrote:
>
> The following is along the lines of what Kara, Natasha, and Michelle have been saying. In fact Michelle and I and others once had a conversation about Olson-Kennedy's teen mastectomy study. We concluded that it is not a scientific study at all, but a document filled with details of crimes by doctors against girls and young women.
>
> Here is my version rebutting the argument that this bill will cause an interference in the patient-physician relationship:
>
> Doctors who willfully harm patients are criminals. If a doctor drugs a patient unconscious and surgically removes her 14 year old, healthy breasts, this is a criminal act. The 14 year old cannot freely give consent to this procedure as she does not have the capacity to know what her self at age 25 or 30 years old would want. She can never have functional breasts replaced. Women who thought they were trans have regretted this happened to them. One such woman uses donor milk because she is physically incapable of producing milk after her mastectomy.
>
> Likewise an 11 or 12 year old cannot make an informed consent decision to stop normal puberty. Puberty blockers lead in the majority of cases to sterilization and sexual dysfunction. A boy or a girl of that age cannot possibly know or understand if their future self at age 25 or 30 would want a child and functional sexual relationships. They are not developmentally able to make such a decision.
>
> The physician who blocks normal puberty and places the child on a pathway to sterility - which is what happens in the majority of cases - is a criminal.
>
> The cases described here do not constitute healthy physician-patient relationships. Indeed these are not physician-patient relationships at all, they are criminal-victim relationships. The physician who does mastectomies of 14 year old breasts or provides 11 years old puberty blockers has willfully caused harm to a child - notwithstanding the desires or knowledge of the parents or child! The child is simply not able to consent to the harms that will result. Just as a girl could not possibly provide consent to female genital mutilation in another context. No matter if the parents and doctors all sign forms in agreement.
>
> The physician is ultimately responsible for the harms as he or she is the only one who can sign the prescriptions and use the scalpels and surgical tools in the operating room. The physician is criminal in these scenarios and must be prosecuted by the law.
>
> A just society cannot allow children - who by nature do not have the cognitive and developmental capacity to comprehend the damage to their bodies and reproductive capabilities - to undergo these harmful procedures.
>
> -Mike
>
> On 2020-01-25 10:05, QUENTIN VAN METER wrote:

Short, sweet and top notch.

Quentin

> On January 24, 2020 at 8:08 PM Michael Laidlaw <mike@drlaidlaw.com> wrote:
>
> All,
>
> I've recorded my SD testimony and put it up on YouTube. Please share:
>
> https://youtu.be/jBIDOSTgRTc
>
> -Mike
>
> On 2020-01-21 11:19, Natasha Chart wrote:
>
> > Exactly.
> >
> > And even in the case of something like cancer, any sterilization is a side effect, rather than a goal, of a treatment for other purposes. There's no directive that children with cancer must be sterilized, and if doctors could prevent that outcome, surely they would. For no other type of child is that considered a humane end goal of treatment.
> >
> > On Tue, Jan 21, 2020, 1:46 PM Vernadette Broyles <vbroyles@childparentrights.org> wrote:
> >
> > > Barring an actual physical disease state for which such interventions offer a cure. Puberty and a child's biological sex are not a disease. They are part of normal human development and human functioning to be protected in a developing minor.
> > >
> > > Vernadette
> > >
> > > Vernadette R. Broyles, Esq.
> > > President and General Counsel
> > >
> > > 5805 State Bridge Rd., Suite G310
> > > Johns Creek, GA 30097
> > > 770.448.4525
> > > vbroyles@childparentrights.org
> > > www.childparentrights.org

On Jan 21, 2020, at 1:38 PM, Natasha Chart <natasha.chart@gmail.com> wrote:

Kara will be joining us to testify, and I bet that she would be willing to join a statement saying that there's no definable class of person who needs to be sterilized as children.

On Tue, Jan 21, 2020, 12:57 PM Vernadette Broyles <vbroyles@childparentrights.org> wrote:

> Fred and all,
>
> CPR-C can prepare a rebuttal this week to the ACLU that Mary (UCAL Berkely), Jane Robbins (Harvard Law), and I (Harvard Law, Guardian ad Litem for children) can sign and send. I can ask Kara Dansky (former ACLU lawyer) of Womens Liberation Front if she'd be willing to sign from the left. Mary's email re: involuntary sterilization would be key part of the response. We also need to stress the point the the ACLU is entirely missing the point of this bill — it nothing to do with discriminating against any class of children, but rather everything to do with protecting a vulnerable group of children, and all children (given the social contagion). While there may be a constitutional right to refuse to carry a child to term (under Roe), there is no constitutional right to chemically and surgically mutiliating one's healthy body, where there is no disease to be treated — that is child abuse.
>
> When would you need this?
>
> Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

5805 State Bridge Rd., Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

On Jan 16, 2020, at 11:42 AM, Michael Laidlaw <mike@drlaidlaw.com> wrote:

Very well stated Mary.

On a different note, I have this new thread dispelling the "wrong puberty" argument.

https://twitter.com/MLaidlawMD/status/1217698028858986497

-Mike

On 2020-01-16 07:08, Mary McAlister wrote:

> Yes, and also point out that these procedures amount to involuntary sterilization of minors. They cannot legally or psychologically consent. Their parents cannot give informed consent since the knowledge necessary for informed consent does not exist. The Supreme Court struck down laws providing for sterilization of serial criminals in Skinner v. Oklahoma and mentally incompetent adults cannot be sterilized even if their guardians consent without a court order. Are the ACLU and similar groups advocating for involuntary sterilization of children? Also their equal protection arguments are without merit. " Transchildren" are not being treated differently from other children. In fact the opposite is true. This bill will ensure that "transchildren" have the same protections from dangerous medical experiments as do other children.
>
> On Thu, Jan 16, 2020, 8:55 AM Natasha Chart <natasha.chart@gmail.com> wrote:
>
>> Agreed.
>>
>> On Thu, Jan 16, 2020 at 8:33 AM <drmcretella@gmail.com> wrote:
>>
>>> Let's Memorize Katherine's response and repeat it ad nauseam regardless the question or accusation. That is the bottom line here. We must be bull dogs on this fact and principle.
>>>
>>> Sent from my iPhone
>>>
>>>> On Jan 16, 2020, at 7:59 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>>>
>>>> No doctor or parent has a right to subject a child to a life-altering medical experiment with unknown long-term consequences. Without this ban in place, SD will follow what is already happening in other states: minors who successfully sue in court to obtain this supposedly "life-saving" medical

intervention. And when they grow up with irreversible regret, who will be liable? The state.

This ban is also important to prevent custody battles. We have several parents who have reached out to the KC because of a former spouse who is intent on medicalizing their child. Finding an attorney to help is nearly as difficult as finding a therapist. And even when they do, who knows how a judge will rule? Banning these procedures will take these serious medical decisions away from misinformed judges.

The claim that this is lifesaving medically necessary intervention is the big unchallenged domino that is driving both the legal and medical scandal. This is an oft-repeated claim with no support and it must be confronted directly.

On Wed, Jan 15, 2020 at 6:47 PM Natasha Chart < natasha.chart@gmail.com> wrote:

> The ACLU have done as much as anyone could to make sure it's impossible to define a class of persons under these laws.
>
> On Wed, Jan 15, 2020, 5:22 PM < drmcretella@gmail.com> wrote:
>
> > Mike,
> > Look at the medical claim in that "legal" ACLU quote; it is false on multiple grounds

"no such thing as a medically diagnosable group of trans anybody; we are talking about minors! blockers, wrong sex hormones and surgical mutilation are never medically necessary in minors!"

Sent from my iPhone

On Jan 15, 2020, at 5:00 PM, David Pick

up <davidpickuplmft@gmail.com> wrote:

Translation...

"It's ok to hear

mboysbyremovingbodypartsbecauseatleastwe'reprreservingaclassofp

eople."

This is the height of political correctness.

David Pickup, LMFT-S

(888) 288-2071
15851 Dallas Parkway, Suite 600
Addison, TX 75001
www.davidpickuplmft.com

IMPORTANT

NOTICE: This e-mail is meant only for the use of the intended recipient. It may cont

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On Jan 15, 2020, a

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Legal experts have an opinion on that statement?

-Mike

On 2020-01-15

11:59, FredDeutschwrote:

> Updated and expanded article from our state'

slargestpaper. Many of the lines of thought the opposition will use is ou

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Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/26/2020 7:19:58 AM
To: "patrick Lappert" <patrick@lappertplasticsurgery.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Andre Van Mol" <95andrev@gmail.com>, "Kara Dansky" <kara11@me.com>
Bcc:
Subject: Re: Opposition strategy outlined in article. Have suggestion

---

The irony that a botched circumcision played a major role in the birth of gender identity shouldn't be lost on anyone in this discussion. Referencing Dr. John Money and the dead Reimer boys.

James

Sent from Yahoo Mail on Android

On Sun, Jan 26, 2020 at 9:48 AM, patrick Lappert <patrick@lappertplasticsurgery.com> wrote:

> Circumcision, having many historic dimensions, has also many justifications. The Mosaic covenant ceremony being the first, it has also been proposed in the past as a way of reducing cervical cancer. For most, it is cosmetic (I want my boy to look like the other boys). There is no strictly valid medical indication apart from phimosis/ stricture.
>
> Regardless of the "indication" for circumcision, the key element to be remembered is that in all cases it is intended to serve the "gender" of the boy; that is it is in the service of the masculine sex, and meant to usher them into the right function of man as father and husband in their particular culture. IT IS NOT A PROCEDURE THAT, BY ITS NATURE, DESTROYS THE REPRODUCTIVE FACULTY.
>
> Patrick
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> > On January 26, 2020 at 9:07 AM QUENTIN VAN METER <kidendo@comcast.net> wrote:
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> > Just to play devil's advocate, how can we justify male circumcision when the medical benefits of such are equivocal? Obviously, there is a GIANT difference in the outcome

of removing entire organs as opposed to just a bit of foreskin. I am thinking out loud about what the opposition might say in rebuttal.

Quentin

> On January 26, 2020 at 12:56 AM Michael Laidlaw <mike@drlaidlaw.com> wrote:
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> The following is along the lines of what Kara, Natasha, and Michelle have been saying. In fact Michelle and I and others once had a conversation about Olson-Kennedy's teen mastectomy study. We concluded that it is not a scientific study at all, but a document filled with details of crimes by doctors against girls and young women.
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Short, sweet and top notch.

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> > Exactly.
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> > > President and General Counsel
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> > > 5805 State Bridge Rd., Suite G310
> > > Johns Creek, GA 30097
> > > 770.448.4525
> > > vbroyles@childparentrights.org
> > > www.childparentrights.org

On Jan 21, 2020, at 1:38 PM, Natasha Chart <natasha.chart@gmail.com> wrote:

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> When would you need this?
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> Vernadette

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On Jan 16, 2020, at 11:42 AM, Michael Laidlaw <mike@drlaidlaw.com> wrote:

Very well stated Mary.

On a different note, I have this new thread dispelling the "wrong puberty" argument.

https://twitter.com/MLaidlawMD/status/1217698028858986497

-Mike

On 2020-01-16 07:08, Mary McAlister wrote:

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This ban is also important to prevent custody battles. We have several parents who have reached out to the KC because of a former spouse who is intent on medicalizing their child. Finding an attorney to help is nearly as difficult as finding a therapist. And even when they do, who knows how a judge will rule? Banning these procedures will take these serious medical decisions away from misinformed judges.

The claim that this is lifesaving medically necessary intervention is the big unchallenged domino that is driving both the legal and medical scandal. This is an oft-repeated claim with no support and it must be confronted directly.

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> > Mike,
> > Look at the medical claim in that "legal" ACLU quote; it is false on multiple grounds

"no such thing as a medically diagnosable group of trans anybody; we are talking about minors! blockers, wrong sex hormones and surgical mutilation are never medically necessary in minors!"

Sent from my iPhone

On Jan 15, 2020, at 5:00 PM, David Pick

up <davidpickuplmft@gmail.com> wrote:

Translation...

"It's ok to hear

mboysbyremovingbodypartsbecauseatleastwe'reprreservingaclassofp

eople."

This is the height of political correctness.

David Pickup, LMFT-S

(888) 288-2071
15851 Dallas Parkway, Suite 600
Addison, TX 75001
www.davidpickuplmft.com

IMPORTANT

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On Jan 15, 2020, a

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Legal experts have an opinion on that statement?

-Mike

On 2020-01-15

11:59, FredDeutschwrote:

> Updated and expanded article from our state'

slargestpaper. Many of the lines of thought the opposition will use is ou

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Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/26/2020 6:23:15 AM
To: "QUENTIN VAN METER" <kidendo@comcast.net>, "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
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Bcc:
Subject: Re: Opposition strategy outlined in article. Have suggestion

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Quentin,

I see that comparison as apples and oranges because in this instance the opposition are using the surgeries, to borrow their language, as "gender confirmation."

It's important to note the evolution of the surgical language. It went from sex change surgery, to sex reassignment surgery, to now gender confirmation surgery. All of this occurred because they were confronted with the fact that white you can't change sex, you can change gender. Which has now created the problem of female meaning feminine and male meaning masculine, which is driving the whole mess.

Then, of course, what does it say about those who refuse to surgically "confirm" their gender?

Answer: They are not a "true" transsexual. As if their really is such a thing. There's just varying degrees of mental illness and comorbid sexual paraphilias.

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> > Look at the medical claim in that "legal" ACLU quote; it is false on multiple grounds
> >
> > "no such thing as a medically diagnosable group of trans anybody; we are talking about minors! blockers, wrong sex hormones and surgical mutilation are never medically necessary in minors!"
> >
> > Sent from my iPhone
> >
> > > On Jan 15, 2020, at 5:00 PM, David Pickup < davidpickuplmft@gmail.com > wrote:
> > >
> > > Translation..."It's ok to harm boys by removing body parts because at least we're

preservin g a class of people." This is the height of political correctn ess.

David Pickup, LMFT-S

(888) 288-2071
15851 Dallas Parkway, Suite 600
Addison, TX 75001
www.davidpickuplmft.com

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SYSTEM.

On Jan 15, 2020, at 3:56 PM, Michael Laidlaw <mike@drlaidlaw.com> wro

te:

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gleoutonegroupofpeopleandcategorically
banallcare,nomatterhowme

dicallynecessary".

Legalexpertshaveanopinionontheattestatement?

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Mike

On 2020-01-15 11:59, Fred Deutschwrote:

Updated and expanded dart

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www.KelseyCoalition.org

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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/26/2020 11:05:28 AM
To: "Michael Laidlaw" <mike@drlaidlaw.com>
Cc: "Gary McCaleb" <mccgsm@gmail.com>, "Andre Van Mol" <95andrev@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Katherine Cave" <kelseycoalition@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Bcc:
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

---

A thought comes to mind from a conversation with Fred yesterday. Is there anything in these bills that stops parents from transporting these children across state lines for hormones, blockers or surgeries?

As I pointed out to Fred yesterday, Jazz Jennings would get flown to California to get treated by Olson-Kennedy. Most of the surgeries at taking place on the west coast and at a chop shop in the northeast.

California: "For the last four years, Drs. Gil and Zol Kryger have averaged 100 “top surgeries” a year, each costing $6,000 to $9,000."

https://www.sandiegouniontribune.com/lifestyle/people/sdut-transgender-teens-new-life-2016apr07-story.html

"Johnson is one of the top surgeons for transgender chest reconstruction in the country, performing, she believes, the most such surgeries in New England, and possibly in the Northeast."

https://www.providencejournal.com/topics/special-reports/actually-andy/20131202-actually-andy-part-3-surgery-is-a-major-milestone-in-transgender-journey-gallery.ece

And as the opposition likes to claim now: "we don't know of any doctors operating on kids in South Dakota."

So while the act may deter them from setting up shop: where are we on the interstate transport question?

Should bill language also address transporting a state's children across state lines?

James

On Sunday, January 26, 2020, 01:43:13 PM EST, Michael Laidlaw <mike@drlaidlaw.com> wrote:

Appreciate that Gary. I will definitely keep that in mind from here on out. I will keep those thoughts to our group.

The key again is for Fred to show that these procedures do not constitute part of the normal doctor-patient relationship (which is what the other side is trying to argue). The minor cannot provide meaningful consent. And therefore the physician who performs these procedures and prescribes these meds for the specific purpose of “gender change” has committed a crime.

I’ll leave it to the legal and legislative people to figure out how to best put these concepts into words that will convince the governor that she has strong reasoning to sign the bill.

-Mike

On 2020-01-26 09:46, James Shupe (Formerly Jamie Shupe) wrote:

> Here's the email chain with Kara removed as requested and Greg removed because he's on vacation.
>
> Please put further comments in this thread when it hitting reply all. Understandably, it's difficult to edit addressed on mobile devices.
>
> James

On Sunday, January 26, 2020, 12:31:06 PM EST, Gary McCaleb <mccgsm@gmail.com> wrote:

Thanks, mike; you raise an excellent point, and that is worth working in. The point I was indirectly making is that doctors are speaking from their strength when you speak to medicine and patients, but seemed unduly strident and accusatory when you deem other doctors as criminals out the gate. Better to make the medical case, then bring the law in as an aid to protecting the practice of medicine rather than making particular doctors become criminals.

On Sun, Jan 26, 2020 at 07:17 Michael Laidlaw <mike@drlaidlaw.com> wrote:

> That's an excellent line Gary. And I suppose my language would be seen as to stark and harsh, particularly coming from a physician. Though I was more so putting out ideas for Fred to consider.
>
> Stepping back a bit though, philosophically, we are trying to make something to be recognized as a crime by the legal system. But is a crime not a crime if it is not yet "on the books"? Seems as though it has to be said somehow that these are crimes waiting to be recognized and codified into law. Perhaps it could be stated in a less inflammatory way then what I've written.
>
> -Mike
>
> On 2020-01-26 06:01, Gary McCaleb wrote:
>
> > How about closiNg with the point that as medical professionals you would never support unnecessary government regulation or Your profession. But when dangerous medical practices pose a clear and present danger to patients—especially children—the state must act.
> >
> > On Sat, Jan 25, 2020 at 22:56 Michael Laidlaw <mike@drlaidlaw.com> wrote:
> >
> > > The following is along the lines of what Kara, Natasha, and Michelle have been saying. In fact Michelle and I and others once had a conversation about Olson-Kennedy's teen mastectomy study. We concluded that it is not a scientific study at all, but a document filled with details of crimes by doctors against girls and young women.
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> > > Here is my version rebutting the argument that this bill will cause an interference in the patient-physician relationship:
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> > > Doctors who willfully harm patients are criminals. If a doctor drugs a patient unconscious and surgically removes her 14 year old, healthy breasts, this is a criminal act. The 14 year old cannot freely give consent to this procedure as she does not have the capacity to know what her self at age 25 or 30 years old would want. She can never have functional breasts

replaced. Women who thought they were trans have regretted this happened to them. One such woman uses donor milk because she is physically incapable of producing milk after her mastectomy.

Likewise an 11 or 12 year old cannot make an informed consent decision to stop normal puberty. Puberty blockers lead in the majority of cases to sterilization and sexual dysfunction. A boy or a girl of that age cannot possibly know or understand if their future self at age 25 or 30 would want a child and functional sexual relationships. They are not developmentally able to make such a decision.

The physician who blocks normal puberty and places the child on a pathway to sterility - which is what happens in the majority of cases - is a criminal.

The cases described here do not constitute healthy physician-patient relationships. Indeed these are not physician-patient relationships at all, they are criminal-victim relationships. The physician who does mastectomies of 14 year old breasts or provides 11 years old puberty blockers has willfully caused harm to a child - notwithstanding the desires or knowledge of the parents or child! The child is simply not able to consent to the harms that will result. Just as a girl could not possibly provide consent to female genital mutilation in another context. No matter if the parents and doctors all sign forms in agreement.

The physician is ultimately responsible for the harms as he or she is the only one who can sign the prescriptions and use the scalpels and surgical tools in the operating room. The physician is criminal in these scenarios and must be prosecuted by the law.

A just society cannot allow children - who by nature do not have the cognitive and developmental capacity to comprehend the damage to their bodies and reproductive capabilities - to undergo these harmful procedures.

-Mike

On 2020-01-25 10:05, QUENTIN VAN METER wrote:

> Short, sweet and top notch.
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> Quentin
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> On January 24, 2020 at 8:08 PM Michael Laidlaw <mike@drlaidlaw.com> wrote:
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> All,
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> I've recorded my SD testimony and put it up on YouTube. Please share:
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> > Exactly.
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> >
> > On Tue, Jan 21, 2020, 1:46 PM Vernadette Broyles < vbroyles@childparentrights.org> wrote:
> >
> > > Barring an actual physical disease state for which such interventions offer a cure. Puberty and a child's biological sex are not a disease. They are part of normal human development and human functioning to be protected in a developing minor.
> > >
> > > Vernadette
> > >
> > > Vernadette R. Broyles, Esq.
> > > President and General Counsel
> > >
> > > 5805 State Bridge Rd., Suite G310
> > > Johns Creek, GA 30097
> > > 770.448.4525
> > > vbroyles@childparentrights.org
> > > www.childparentrights.org
> > >
> > > On Jan 21, 2020, at 1:38 PM, Natasha Chart < natasha.chart@gmail.com> wrote:

Kara will be joining us to testify, and I bet that she would be willing to join a statement saying that there's no definable class of person who needs to be sterilized as children.

On Tue, Jan 21, 2020, 12:57 PM Vernadette Broyles < vbroyles@childparentrights.org> wrote:

Fred and all,

CPR-C can prepare a rebuttal this week to the ACLU that Mary (UCAL Berkely), Jane Robbins (Harvard Law), and I (Harvard Law, Guardian ad Litem for children) can sign and send. I can ask Kara Dansky (former ACLU lawyer) of Womens Liberation Front if she'd be willing to sign from the left. Mary's email re: involuntary sterilization would be key part of the response. We also need to stress the point the the ACLU is entirely missing the point of this bill — it nothing to do with discriminating against any class of children, but rather everything to do with protecting a vulnerable group of children, and all children (given the social contagion). While there may be a constitutional right to refuse to carry a child to term (under Roe), there is no constitutional right to chemically and surgically mutiliating one's healthy body, where there is no disease to be treated — that is child abuse.

When would you need this?

Vernadette

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President and General Counsel

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vbroyles@childparentrights.org
www.childparentrights.org

On Jan 16, 2020, at 11:42 AM, Michael Laidlaw < mike@drlaidlaw.com> wrote:

Very well stated Mary.

On a different note, I have this new thread dispelling the "wrong puberty" argument.

https://twitter.com/MLaidlawMD/status/1217698028858986497

-Mike

On 2020-01-16 07:08, Mary McAlister wrote:

Yes, and also point out that these procedures amount to involuntary sterilization of minors. They cannot legally or psychologically consent. Their parents cannot give informed consent since the knowledge necessary for informed consent does not exist. The Supreme Court struck down laws providing for sterilization of serial criminals in Skinner v. Oklahoma and mentally incompetent adults cannot be sterilized even if their guardians consent without a court order. Are the ACLU and similar groups advocating for involuntary sterilization of children? Also their equal protection arguments are without merit. " Transchildren" are not being treated differently from other children. In fact the opposite is true. This bill will ensure that "transchildren" have the same protections from dangerous medical experiments as do other children.

On Thu, Jan 16, 2020, 8:55 AM Natasha Chart < natasha.chart@gmail.com> wrote:

Agreed.

On Thu, Jan 16, 2020 at 8:33 AM < drmcretella@gmail.com> wrote:

Let's Memorize Katherine's response and repeat it ad nauseam regardless the question or accusation. That is the bottom line here. We must be bull dogs on this fact and principle.

Sent from my iPhone

On Jan 16, 2020, at 7:59 AM, Kelsey Coalition < kelseycoalition@gmail.com> wrote:

No doctor or parent has a right to subject a child to a life-altering medical experiment with unknown long-term consequences. Without this ban in place, SD will follow what is already happening in other states: minors who successfully sue in court to obtain this supposedly "life-saving" medical intervention. And when they grow up with irreversible regret, who will be liable? The state.

This ban is also important to prevent custody battles. We have several parents who have reached out to the KC because of a former spouse who is intent on

medicalizing their child. Finding an attorney to help is nearly as difficult as finding a therapist. And even when they do, who knows how a judge will rule? Banning these procedures will take these serious medical decisions away from misinformed judges.

The claim that this is lifesaving medically necessary intervention is the big unchallenged domino that is driving both the legal and medical scandal. This is an oft-repeated claim with no support and it must be confronted directly.

On Wed, Jan 15, 2020 at 6:47 PM Natasha Chart < natasha.chart@gmail.com> wrote:

> The ACLU have done as much as anyone could to make sure it's impossible to define a class of persons under these laws.
>
> On Wed, Jan 15, 2020, 5:22 PM < drmcretella@gmail.com> wrote:
>
> > Mike,
> > Look at the medical claim in that "legal" ACLU quote; it is false on multiple grounds
> >
> > "no such thing as a medically diagnosable group of trans anybody; we are talking about minors! blockers, wrong sex hormones and surgical mutilation are never medically necessary in minors!"
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> > On Jan 15, 2020, at 5:00 PM, David Pickup < davidpickuplmft@gmail.com> wrote:
> > Translation..."It's ok to harm boys by removing body parts because at least we're preserving a class of people." This is the height of political correctness.
> >
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> >
> > On Jan 15, 2020, at 3:56 PM, Michael Laidlaw < mike@drlaidlaw.com> wrote:
> >
> > "The ACLU of SD said in a statement that it's unconstitutional to single out one group of people and categorically ban all care, no matter how medically necessary".
> >
> > Legal experts have an opinion on that statement?
> >
> > -Mike
> >
> > On 2020-01-15 11:59, Fred Deutsch wrote:
> >
> > > Updated and expanded article from our state's largest paper. Many of the lines of thought the oppositions will use is outlined in the article. Let me know any recommendations you may have to counter. - Fred
> > >
> > > https://www.argusleader.com/story/news/politics/2020/01/15/south-dakota-legislature-bill-would-punish-doctors-who-perform-sex-reassignment-surgeries-lgbt/4476342002/

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From: Kelsey Coalition
Sent: 1/26/2020 5:03:01 AM
To: "Andre Van Mol" <95andrev@gmail.com>
Cc: "Laidlaw Michael" <mike@drlaidlaw.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <RMast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Kara Dansky" <kara11@me.com>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

---

Yes, excellent Mike. As a parent who was lied to and coerced to put my daughter on puberty blocking drugs, I am personally outraged at the deference to the sanctity of the family/doctor relationship on this issue.

My daughter's gender clinician snidely dismissed my concerns and told me I had a choice between blockers and a mental hospital. It is impossible for a parent to make an informed choice when all of the medical associations and your own trusted physician is telling you these drugs are not only safe, but vital to prevent your child's suicide. People have to understand what that pressure feels like to realize why "informed consent" is simply not true.

This is not healthcare, this is medical experimentation.

This is not about informed consent, this is about misinformed consent.

Parents used to give consent for lobotomies. Doctors used to prescribe thalidomide. We must learn from history. We must never allow medical experimentation to go unchallenged.

On Sun, Jan 26, 2020 at 1:01 AM Andre Van Mol <95andrev@gmail.com> wrote:

> Excellent summary, Michael. And I think we shall all get to say this a lot of times before this is over. Teaching with patience is a good goal for us.
>
> Andre
>
> > On Jan 25, 2020, at 9:56 PM, Michael Laidlaw <mike@drlaidlaw.com> wrote:
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The Kelsey Coalition
Working to change the systems that failed our kids
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To: mike@drlaidlaw.com
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Kara Dansky" <kara11@me.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

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As usual you guys are working above and beyond the call, and putting out excellent (!) work. The one suggestion I have would be to drop the direct characterization as criminals and focus solely on the medical aspects until the end, and then say that these acts are so far outside standard medical practice and pose such a threat to patients that the state is well justified in identifying this as a crime. G.

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Exactly.

And even in the case of something like cancer, any sterilization is a side effect, rather than a goal, of a treatment for other purposes. There's no directive that children with cancer must be sterilized, and if doctors could prevent that outcome, surely they would. For no other type of child is that considered a humane end goal of treatment.

On Tue, Jan 21, 2020, 1:46 PM Vernadette Broyles < vbroyles@childparentrights.org> wrote:

Barring an actual physical disease state for which such interventions offer a cure. Puberty and a child's biological sex are not a disease. They are part of normal human development and human functioning to be protected in a developing minor.

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When would you need this?

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Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Andre Van Mol" <95andrev@gmail.com>, "Kara Dansky" <kara11@me.com>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

---

Just to play devil's advocate, how can we justify male circumcision when the medical benefits of such are equivocal? Obviously, there is a GIANT difference in the outcome of removing entire organs as opposed to just a bit of foreskin. I am thinking out loud about what the opposition might say in rebuttal.

Quentin

> On January 26, 2020 at 12:56 AM Michael Laidlaw <mike@drlaidlaw.com> wrote:
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The cases described here do not constitute healthy physician-patient relationships. Indeed these are not physician-patient relationships at all, they are criminal-victim relationships. The physician who does mastectomies of 14 year old breasts or provides 11 years old puberty blockers has willfully caused harm to a child - notwithstanding the desires or knowledge of the parents or child! The child is simply not able to consent to the harms that will result. Just as a girl could not possibly provide consent to female genital mutilation in another context. No matter if the parents and doctors all sign forms in agreement.

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A just society cannot allow children - who by nature do not have the cognitive and developmental capacity to comprehend the damage to their bodies and reproductive capabilities - to undergo these harmful procedures.

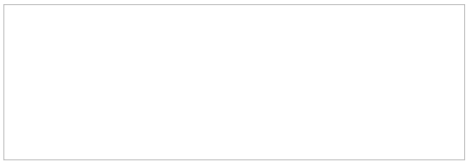
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> > I've recorded my SD testimony and put it up on YouTube. Please share:
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> > https://youtu.be/jBIDOSTgRTc
> >
> > -Mike
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> > > Exactly.
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> > > On Tue, Jan 21, 2020, 1:46 PM Vernadette Broyles < vbroyles@childparentrights.org> wrote:
> > >
> > > > Barring an actual physical disease state for which such interventions offer a cure. Puberty and a child's biological sex are not a disease. They are part of normal human development and human functioning to be protected in a developing minor.

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel



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> When would you need this?
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Very well stated Mary.

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> > > Sent from my iPhone
> > >
> > > On Jan 16, 2020, at 7:59 AM, Kelsey Coalition < kelseycoalition@gmail.com> wrote:
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> > > No doctor or parent has a right to subject a

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This ban is also important to prevent custody battles. We have several parents who have reached out to the KC because of a former spouse who is intent on medicalizing their child. Finding an attorney to help is nearly as difficult as finding a therapist. And even when they do, who knows how a judge will rule? Banning these procedures will take these serious medical decisions away from misinformed judges.

The claim that this is lifesaving medically necessary intervention is the big unchallenged domino that is driving both the legal and medical scandal. This is an oft-repeated claim with no support and it must be confronted directly.

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> >
> > Sent from my iPhone
> >
> > On Jan 15, 2020, at 5:00 PM, David Pickup < davidpickupl

mft@gmail.com> wrote:

Translation... "It's ok to harm boys by removing body parts because at least we're preserving a class of people." This is the height of political correctness.

David Pickup, LMFT-S
(888) 288-2071
15851 Dallas Parkway, Suite 600
Addison, TX 75001
www.davidpickuplmft.com

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Legal experts have an opinion on that statement?

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Updated and expanded article

efromourstate'slargestpaper.Manyofthelinesofthoughtttheoppositi

onswillusеisoutlinedintheartiсle.Letmeknowanyrecommendationsyo

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https://www.argusleader.com/story/ne

https://www.politics.com/2020/01/15/south-dakota-legislature-bill-would-pun

ish-doctors-who-performs-sex-reassignment-surgeries-lgbt/44763 4

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From: Michael Laidlaw
Sent: 1/26/2020 6:17:51 AM
To: "Gary McCaleb" <mccgsm@gmail.com>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Kara Dansky" <kara11@me.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

---

That’s an excellent line Gary. And I suppose my language would be seen as to stark and harsh, particularly coming from a physician. Though I was more so putting out ideas for Fred to consider.

Stepping back a bit though, philosophically, we are trying to make something to be recognized as a crime by the legal system. But is a crime not a crime if it is not yet “on the books”? Seems as though it has to be said somehow that these are crimes waiting to be recognized and codified into law. Perhaps it could be stated in a less inflammatory way then what I’ve written.

-Mike

On 2020-01-26 06:01, Gary McCaleb wrote:

> How about closiNg with the point that as medical professionals you would never support unnecessary government regulation or Your profession. But when dangerous medical practices pose a clear and present danger to patients—especially children—the state must act.
>
> On Sat, Jan 25, 2020 at 22:56 Michael Laidlaw <mike@drlaidlaw.com> wrote:
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> > The following is along the lines of what Kara, Natasha, and Michelle have been saying. In fact Michelle and I and others once had a conversation about Olson-Kennedy's teen mastectomy study. We concluded that it is not a scientific study at all, but a document filled with details of crimes by doctors against girls and young women.
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(888) 288-2071
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Addison, TX 75001
www.davidpickuplmft.com

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Legal experts have an opinion on that statement?

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On 2020-01-15 11:59, Fred Deutsch wrote:

Updated and expanded article from our state's largest paper. Many of the lines of thought the oppositions will use is outlined in the article. Let me know any recommendations you may have to counter. - Fred

https://www.argusleader.com/story/news/politics/2020/01/15/south-dakota-legislature-bill-would-punish-doctors-who-perform-sex-reassignment-surgeries-lgbt/4476342002/

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<blocked.gif>
www.KelseyCoalition.org

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Subject: RE: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

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To: mike@drlaidlaw.com; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Natasha Chart <natasha.chart@gmail.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Mary McAlister <mmcalister@childparentrights.org>; Michelle Cretella <drmcretella@gmail.com>; Katherine Cave <kelseycoalition@gmail.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Hudson, MD Bernard <loyolamd82@gmail.com>; James Shupe <jamie.shupe@yahoo.com>; Jane Robbins <rlrobb123@gmail.com>; Patrick Lappert <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Richard Mast <RMast@lc.org>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Jeff Shafer <jshafer@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Jon Hansen <Jon.Hansen@sdlegislature.gov>; Andre Van Mol <95andrev@gmail.com>; Kara Dansky <kara11@me.com>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

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> > On Jan 15, 2020, at 5:00 PM, David Pickup < davidpickuplmft@gmail.com> wrote:
> >
> > Translation.. ."It's ok to harm boys by removing body parts because at least we're preserving a class of people." This is the height of political correctness.

David Pickup, LMFT-S

(888) 288-2071
15851 Dallas Parkway, Suite 600
Addison, TX 75001
www.davidpickuplmft.com

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Fred Deutschwrote:

Updated and expanded article from our state's large

stpaper. Many of the lines of thought the opposition will use is outlined

in the article. Let me know any recommendations you may have to counter. - F

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15/south-dakota-legislature-bill-would-punish-doctors-who-perf

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From: patrick Lappert
Sent: 1/26/2020 6:46:47 AM
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Circumcision, having many historic dimensions, has also many justifications. The Mosaic covenant ceremony being the first, it has also been proposed in the past as a way of reducing cervical cancer. For most, it is cosmetic (I want my boy to look like the other boys). There is no strictly valid medical indication apart from phimosis/ stricture.

Regardless of the "indication" for circumcision, the key element to be remembered is that in all cases it is intended to serve the "gender" of the boy; that is it is in the service of the masculine sex, and meant to usher them into the right function of man as father and husband in their particular culture. IT IS NOT A PROCEDURE THAT, BY ITS NATURE, DESTROYS THE REPRODUCTIVE FACULTY.

Patrick

> On January 26, 2020 at 9:07 AM QUENTIN VAN METER <kidendo@comcast.net> wrote:
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On Jan 15, 2020, at 3:56 PM, Michael Laidlaw <mike@drlaidlaw.com> wr

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edically necessary".

Legal experts have an opinion on that statement?

-Mike

On 2020-01-15 11:59, Fred Deutsch wrote:

> Updated and expanded ar

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nsyoumayhavetocounter.-Fred

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-punish-doctors-who-perform-sex-reassignment-surgeries-lgbt/44

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Patrick W. Lappert, MD

8263 Madison Blvd.

Suite E

Madison, AL 35758

From: Kara Dansky
Sent: 1/26/2020 6:54:12 AM
To: "patrick Lappert" <patrick@lappertplasticsurgery.com>
Cc: "QUENTIN VAN METER" <kidendo@comcast.net>, mike@drlaidlaw.com, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Andre Van Mol" <95andrev@gmail.com>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

---

Request: if this is going off into a conversation about the pros and cons of male circumcision, could someone please take me off it? It's not that I don't care about that issue, it's just that it's a different issue than the one immediately before us.

It would be beneficial, as a general matter, if people could update subject lines in order to track conversation topics.

Thank you!
Kara

On January 26, 2020 at 9:48 AM, patrick Lappert <patrick@lappertplasticsurgery.com> wrote:

> Circumcision, having many historic dimensions, has also many justifications. The Mosaic covenant ceremony being the first, it has also been proposed in the past as a way of reducing cervical cancer. For most, it is cosmetic (I want my boy to look like the other boys). There is no strictly valid medical indication apart from phimosis/ stricture.
>
> Regardless of the "indication" for circumcision, the key element to be remembered is that in all cases it is intended to serve the "gender" of the boy; that is it is in the service of the masculine sex, and meant to usher them into the right function of man as father and husband in their particular culture. IT IS NOT A PROCEDURE THAT, BY ITS NATURE, DESTROYS THE REPRODUCTIVE FACULTY.
>
> Patrick
>
> > On January 26, 2020 at 9:07 AM QUENTIN VAN METER <kidendo@comcast.net> wrote:
> >
> > Just to play devil's advocate, how can we justify male circumcision when the medical benefits of such are equivocal? Obviously, there is a GIANT difference in the outcome of removing entire organs as opposed to just a bit of foreskin. I am thinking out loud about what the opposition might say in rebuttal.

Quentin

On January 26, 2020 at 12:56 AM Michael Laidlaw <mike@drlaidlaw.com> wrote:

The following is along the lines of what Kara, Natasha, and Michelle have been saying. In fact Michelle and I and others once had a conversation about Olson-Kennedy's teen mastectomy study. We concluded that it is not a scientific study at all, but a document filled with details of crimes by doctors against girls and young women.

Here is my version rebutting the argument that this bill will cause an interference in the patient-physician relationship:

Doctors who willfully harm patients are criminals. If a doctor drugs a patient unconscious and surgically removes her 14 year old, healthy breasts, this is a criminal act. The 14 year old cannot freely give consent to this procedure as she does not have the capacity to know what her self at age 25 or 30 years old would want. She can never have functional breasts replaced. Women who thought they were trans have regretted this happened to them. One such woman uses donor milk because she is physically incapable of producing milk after her mastectomy.

Likewise an 11 or 12 year old cannot make an informed consent decision to stop normal puberty. Puberty blockers lead in the majority of cases to sterilization and sexual dysfunction. A boy or a girl of that age cannot possibly know or understand if their future self at age 25 or 30 would want a child and functional sexual relationships. They are not developmentally able to make such a decision.

The physician who blocks normal puberty and places the child on a pathway to sterility - which is what happens in the majority of cases - is a criminal.

The cases described here do not constitute healthy physician-patient relationships. Indeed these are not physician-patient relationships at all, they are criminal-victim relationships. The physician who does mastectomies of 14 year old breasts or provides 11 years old puberty blockers has willfully caused harm to a child - notwithstanding the desires or knowledge of the parents or child! The child is simply not able to consent to the harms that will result. Just as a girl could not possibly provide consent to female genital mutilation in another context. No matter if the parents and doctors all sign forms in agreement.

The physician is ultimately responsible for the harms as he or she is the only one who can sign the prescriptions and use the scalpels and surgical tools in the operating room. The physician is criminal in these scenarios and must be prosecuted by the law.

A just society cannot allow children - who by nature do not have the cognitive and developmental capacity to comprehend the damage to their bodies and reproductive capabilities - to undergo these harmful procedures.

-Mike

On 2020-01-25 10:05, QUENTIN VAN METER wrote:

> Short, sweet and top notch.

Quentin

> On January 24, 2020 at 8:08 PM Michael Laidlaw <mike@drlaidlaw.com> wrote:
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> All,
>
> I've recorded my SD testimony and put it up on YouTube. Please share:
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> https://youtu.be/jBIDOSTgRTc
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> -Mike
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> On 2020-01-21 11:19, Natasha Chart wrote:
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> > On Tue, Jan 21, 2020, 1:46 PM Vernadette Broyles <vbroyles@childparentrights.org> wrote:
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> > > Barring an actual physical disease state for which such interventions offer a cure. Puberty and a child's biological sex are not a disease. They are part of normal human development and human functioning to be protected in a developing minor.
> > >
> > > Vernadette
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> > > Vernadette R. Broyles, Esq.
> > > President and General Counsel
> > >
> > > 5805 State Bridge Rd., Suite G310
> > > Johns Creek, GA 30097
> > > 770.448.4525
> > > vbroyles@childparentrights.org
> > > www.childparentrights.org
> > >
> > > On Jan 21, 2020, at 1:38 PM, Natasha Chart <

natasha.chart@gmail.com> wrote:

Kara will be joining us to testify, and I bet that she would be willing to join a statement saying that there's no definable class of person who needs to be sterilized as children.

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>
> When would you need this?
>
> Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

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vbroyles@childparentrights.org
www.childparentrights.org

On Jan 16, 2020, at 11:42 AM, Michael Laidlaw < mike@drlaidlaw.com> wrote:

Very well stated Mary.

On a different note, I have this new thread dispelling the "wrong puberty" argument.

https://twitter.com/MLaidlawMD/status/1217698028858986497

-Mike

On 2020-01-16 07:08, Mary McAlister wrote:

> Yes, and also point out that these procedures amount to involuntary sterilization of minors. They cannot legally or psychologically consent. Their parents cannot give informed consent since the knowledge necessary for informed consent does not exist. The Supreme Court struck down laws providing for sterilization of serial criminals in Skinner v. Oklahoma and mentally incompetent adults cannot be sterilized even if their guardians consent without a court order. Are the ACLU and similar groups advocating for involuntary sterilization of children? Also their equal protection arguments are without merit. " Transchildren" are not being treated differently from other children. In fact the opposite is true. This bill will ensure that "transchildren" have the same protections from dangerous medical experiments as do other children.
>
> On Thu, Jan 16, 2020, 8:55 AM Natasha Chart < natasha.chart@gmail.com> wrote:
>
>> Agreed.
>>
>> On Thu, Jan 16, 2020 at 8:33 AM < drmcretella@gmail.com> wrote:
>>
>>> Let's Memorize Katherine's response and repeat it ad nauseam regardless the question or accusation. That is the bottom line here. We must be bull dogs on this fact and principle.
>>>
>>> Sent from my iPhone
>>>
>>>> On Jan 16, 2020, at 7:59 AM, Kelsey Coalition < kelseycoalition@gmail.com> wrote:
>>>>
>>>> No doctor or parent has a right to subject a child to a life-altering medical experiment with unknown long-term

consequences. Without this ban in place, SD will follow what is already happening in other states: minors who successfully sue in court to obtain this supposedly "life-saving" medical intervention. And when they grow up with irreversible regret, who will be liable? The state.

This ban is also important to prevent custody battles. We have several parents who have reached out to the KC because of a former spouse who is intent on medicalizing their child. Finding an attorney to help is nearly as difficult as finding a therapist. And even when they do, who knows how a judge will rule? Banning these procedures will take these serious medical decisions away from misinformed judges.

The claim that this is lifesaving medically necessary intervention is the big unchallenged domino that is driving both the legal and medical scandal. This is an oft-repeated claim with no support and it must be confronted directly.

On Wed, Jan 15, 2020 at 6:47 PM Natasha Chart < natasha.chart@gmail.com> wrote:

> The ACLU have done as much as anyone could to make sure it's impossible

to define a class of persons under these laws.

On Wed, Jan 15, 2020, 5:22 PM < drmcretella @gmail.com > wrote:

> Mike, Look at the medical claim in that "legal" ACLU quote;

it is false on multiple grounds

"no such thing as a medically diagnosable

egroupoftransanybody;wearetalkingaboutminors!blockers,wrongsex

hormonesandsurgicalmultilationarenevermedicallynecessaryinminor

s!"

Sent from my iPhone

On Jan 15, 2020, at 5:00 PM, David Pickup <dapickup

ickuplmftt@gmail.com>wrote:

Translation...

"It's sok to harm boys by re

moving body parts because at least we're representing a class of people." Th

is is the height of political correctness.

David Pickup, LMFT-S
(888) 288-2071
15851 Dallas Parkway, Suite 600
Addison, TX 75001
www.davidpickuplmft.com

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ichael Laidlaw <mike@drlaidlaw.com> wrote:

"The ACLU of SD said in a st

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d Deutschwrote:

Updated and expanded article from our state's largest p

aper. Many of the lines of thought the opposition will use is outlined in t

heartiicle.Letmeknowanyrecommendationsyoumayhavetocounter.-Fred

https://www.argusleader.com/story/news/politics/2020/01/15/s

https://www.nytimes.com/2025/06/30/us/south-dakota-legislature-bill-would-punish-doctors-who-perform-

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Patrick W. Lappert, MD

8263 Madison Blvd.

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From: Kara Dansky
Sent: 1/26/2020 7:00:05 AM
To: mike@drlaidlaw.com
Cc: "Gary McCaleb" <mccgsm@gmail.com>, "Andre Van Mol" <95andrev@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Katherine Cave" <kelseycoalition@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

---

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> The physician is ultimately responsible for the harms as he or she is the only one who can sign the prescriptions and use the scalpels and surgical tools in the operating room. The physician is criminal in these scenarios and must be prosecuted by the law."

I would agree that this is a little strong. A criminal act can be a crime if either: (1) it is codified in state or federal law as a crime, or (2) it is recognized at common law as a crime.

We are in a murky area here, and I think this is something of a distraction from the underlying problem, which is that physicians are performing medically unnecessary and harmful practices on children. I would suggest simply sticking to that, and worrying less about whether or not an act is a crime before it is codified. I would be surprised if the opposition would pick on that.

On January 26, 2020 at 9:17 AM, Michael Laidlaw <mike@drlaidlaw.com> wrote:

> Thatâ€™s an excellent line Gary. And I suppose my language would be seen as to stark and harsh, particularly coming from a physician. Though I was more so putting out ideas for Fred to consider.
>
> Stepping back a bit though, philosophically, we are trying to make something to be recognized as a crime by the legal system. But is a crime not a crime if it is not yet â€œon the booksâ€? Seems as though it has to be said somehow that these are crimes waiting to be recognized and codified into law. Perhaps it could be stated in a less inflammatory way then what Iâ€™ve written.
>
> -Mike
>
> On 2020-01-26 06:01, Gary McCaleb wrote:
>
> > How about closiNg with the point that as medical professionals you would never support unnecessary government regulation or Your profession. But when dangerous medical

practices pose a clear and present danger to patientsâ€”especially childrenâ€”the state must act.

On Sat, Jan 25, 2020 at 22:56 Michael Laidlaw <mike@drlaidlaw.com> wrote:

> The following is along the lines of what Kara, Natasha, and Michelle have been saying. In fact Michelle and I and others once had a conversation about Olson-Kennedy's teen mastectomy study. We concluded that it is not a scientific study at all, but a document filled with details of crimes by doctors against girls and young women.
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> > > > > IMPORTANT NOTICE: This e-mail is meant only for the use of the intended recipient. It may contain confidential information which is legally privileged or otherwise protected by law. If you received this e-mail in error or from someone who was not authorized to send it to you, you are strictly prohibited from reviewing, using, disseminating, distributing or copying the e-mail. PLEASE NOTIFY ME IMMEDIATELY OF THE ERROR BY RETURN E-MAIL AND DELETE THIS MESSAGE FROM YOUR SYSTEM.
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Legal experts have an opinion on that statement?

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On 2020-01-15 11:59, Fred Deutsch wrote:

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Sent: 1/26/2020 9:30:53 AM
To: mike@drlaidlaw.com
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Kara Dansky" <kara11@me.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

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The physician who blocks normal puberty and places the child on a pathway to sterility - which is what happens in the majority of cases - is a criminal.

The cases described here do not constitute healthy physician-patient relationships. Indeed these are not physician-patient relationships at all, they are criminal-victim relationships. The physician who does mastectomies of 14 year old breasts or provides 11 years old puberty blockers has willfully caused harm to a child - notwithstanding the desires or knowledge of the parents or child! The child is simply not able to consent to the harms that will result. Just as a girl could not possibly provide consent to female genital mutilation in another context. No matter if the parents and doctors all sign forms in agreement.

The physician is ultimately responsible for the harms as he or she is the only one who can sign the prescriptions and use the scalpels and surgical tools in the operating room. The physician is criminal in these scenarios and must be prosecuted by the law.

A just society cannot allow children - who by nature do not have the cognitive and developmental capacity to comprehend the damage to their bodies and reproductive capabilities - to undergo these harmful procedures.

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When would you need this?

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From: Kara Dansky
Sent: 1/26/2020 9:36:14 AM
To: "Gary McCaleb" <mccgsm@gmail.com>
Cc: mike@drlaidlaw.com, "Andre Van Mol" <95andrev@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Katherine Cave" <kelseycoalition@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

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Hi everyone,

Can everyone responding to this email chain please remove me?

Thanks!
Kara

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> > > > > 15851 Dallas Parkway, Suite 600
> > > > > Addison, TX 75001
> > > > > www.davidpickuplmft.com
> > > > >
> > > > > IMPORTANT NOTICE: This e-mail is meant only for the use of the intended recipient. It may contain confidential information which is legally privileged or otherwise protected by law. If you received this e-mail in error or from someone who was not authorized to send it to you, you are strictly prohibited from reviewing, using, disseminating, distributing or copying the e-mail. PLEASE NOTIFY ME IMMEDIATELY OF THE ERROR BY RETURN E-MAIL AND DELETE THIS MESSAGE FROM YOUR SYSTEM.
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www.KelseyCoalition.org

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From: Michael Laidlaw
Sent: 1/26/2020 9:52:47 AM
To: "mikeL" <docdrlaidlaw@gmail.com>
Cc: "Gary McCaleb" <mccgsm@gmail.com>, "Andre Van Mol" <95andrev@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Katherine Cave" <kelseycoalition@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

---

I removed Kara Dansky from this chain

for whomever wants to continue to

comment.

-Mike

On 2020-01-26 09:36, Kara Dansky wrote:

> Hi everyone,
>
> Can everyone responding to this email chain please remove me?
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> Thanks!
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> www.KelseyCoalition.org
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From: Michael Laidlaw
Sent: 1/26/2020 10:43:10 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Gary McCaleb" <mccgsm@gmail.com>, "Andre Van Mol" <95andrev@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Katherine Cave" <kelseycoalition@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

---

Appreciate that Gary. I will definitely keep that in mind from here on out. I will keep those thoughts to our group.

The key again is for Fred to show that these procedures do not constitute part of the normal doctor-patient relationship (which is what the other side is trying to argue). The minor cannot provide meaningful consent. And therefore the physician who performs these procedures and prescribes these meds for the specific purpose of "gender change" has committed a crime.

I'll leave it to the legal and legislative people to figure out how to best put these concepts into words that will convince the governor that she has strong reasoning to sign the bill.

-Mike

On 2020-01-26 09:46, James Shupe (Formerly Jamie Shupe) wrote:

> Here's the email chain with Kara removed as requested and Greg removed because he's on vacation.
>
> Please put further comments in this thread when it hitting reply all. Understandably, it's difficult to edit addressed on mobile devices.
>
> James
>
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> > > > On Wed, Jan 15, 2020, 5:22 PM < drmcretella@gmail.com> wrote:
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> > > > > Look at the medical claim in that "legal" ACLU quote; it is false on multiple grounds
> > > > >
> > > > > "no such thing as a medically diagnosable group of trans anybody; we are talking about minors! blockers, wrong sex hormones and surgical mutilation are never medically necessary in minors!"
> > > > >
> > > > > Sent from my iPhone
> > > > >
> > > > > On Jan 15, 2020, at 5:00 PM, David Pickup < davidpickuplmft@gmail.com> wrote:
> > > > > Translation..."It's ok to harm boys by removing body parts because at least we're preserving a class of people." This is the height of political correctness.
> > > > >
> > > > > **David Pickup, LMFT-S**
> > > > > (888) 288-2071
> > > > > 15851 Dallas Parkway, Suite 600
> > > > > Addison, TX 75001
> > > > > www.davidpickuplmft.com

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On Jan 15, 2020, at 3:56 PM, Michael Laidlaw < mike@drlaidlaw.com> wrote:

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Legal experts have an opinion on that statement?

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On 2020-01-15 11:59, Fred Deutsch wrote:

> Updated and expanded article from our state's largest paper. Many of the lines of thought the oppositions will use is outlined in the article. Let me know any recommendations you may have to counter. - Fred
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> https://www.argusleader.com/story/news/politics/2020/01/15/south-dakota-legislature-bill-would-punish-doctors-who-perform-sex-reassignment-surgeries-lgbt/4476342002/

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www.KelseyCoalition.org

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From: Fred Deutsch
Sent: 1/26/2020 11:28:01 AM
To: "Kara Dansky" <kara11@me.com>, "Gary McCaleb" <mccgsm@gmail.com>
Cc: "mike@drlaidlaw.com" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Jon Hansen" <Jon.Hansen@sdlegislature.gov>, "Katherine Cave" <kelseycoalition@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: RE: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

---

Can you please remove Kara from this email chain when responding in the future? - Fred

---

From: Kara Dansky <kara11@me.com>
Sent: Sunday, January 26, 2020 11:36 AM
To: Gary McCaleb <mccgsm@gmail.com>
Cc: mike@drlaidlaw.com; Andre Van Mol <95andrev@gmail.com>; Chris Motz <cmotz@sdcatholicconference.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Hudson, MD Bernard <loyolamd82@gmail.com>; James Shupe <jamie.shupe@yahoo.com>; Jane Robbins <rlrobb123@gmail.com>; Jeff Shafer <jshafer@adflegal.org>; Jon Hansen <Jon.Hansen@sdlegislature.gov>; Katherine Cave <kelseycoalition@gmail.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Mary McAlister <mmcalister@childparentrights.org>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Michelle Cretella <drmcretella@gmail.com>; Monique Robles MD <pamosa27@comcast.net>; Natasha Chart <natasha.chart@gmail.com>; Patrick Lappert <patrick@lappertplasticsurgery.com>; QUENTIN VAN METER <kidendo@comcast.net>; Richard Mast <RMast@lc.org>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

Hi everyone,

Can everyone responding to this email chain please remove me?

Thanks!
Kara

On January 26, 2020 at 12:31 PM, Gary McCaleb <mccgsm@gmail.com> wrote:

> Thanks, mike; you raise an excellent point, and that is worth working in. The point I was indirectly making is that doctors are speaking from their strength when you speak to medicine and patients, but seemed unduly strident and accusatory when you deem other doctors as criminals out the gate. Better to make the medical case, then bring the law in as an aid to protecting the practice of medicine rather than making particular doctors become criminals.
>
> On Sun, Jan 26, 2020 at 07:17 Michael Laidlaw <mike@drlaidlaw.com> wrote:
>
> > Thatâ€™s an excellent line Gary. And I suppose my language would be seen as to stark and harsh, particularly coming from a physician. Though I was more so putting out ideas for Fred to consider.

Stepping back a bit though, philosophically, we are trying to make something to be recognized as a crime by the legal system. But is a crime not a crime if it is not yet â€œon the booksâ€? Seems as though it has to be said somehow that these are crimes waiting to be recognized and codified into law. Perhaps it could be stated in a less inflammatory way then what Iâ€™ve written.

-Mike

On 2020-01-26 06:01, Gary McCaleb wrote:

> How about closiNg with the point that as medical professionals you would never support unnecessary government regulation or Your profession. But when dangerous medical practices pose a clear and present danger to patientsâ€”especially childrenâ€”the state must act.
>
> On Sat, Jan 25, 2020 at 22:56 Michael Laidlaw <mike@drlaidlaw.com> wrote:
>
> > The following is along the lines of what Kara, Natasha, and Michelle have been saying. In fact Michelle and I and others once had a conversation about Olson-Kennedy's teen mastectomy study. We concluded that it is not a scientific study at all, but a document filled with details of crimes by doctors against girls and young women.
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> > Here is my version rebutting the argument that this bill will cause an interference in the patient-physician relationship:
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> > > > I've recorded my SD testimony and put it up on YouTube. Please share:
> > > >
> > > > https://youtu.be/jBIDOSTgRTc

-Mike

On 2020-01-21 11:19, Natasha Chart wrote:

> Exactly.
>
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> > On Jan 21, 2020, at 1:38 PM, Natasha Chart < natasha.chart@gmail.com> wrote:
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On Jan 16, 2020, at 11:42 AM, Michael Laidlaw < mike@drlaidlaw.com> wrote:

Very well stated Mary.

On a different note, I have this new thread dispelling the "wrong puberty" argument.

https://twitter.com/MLaidlawMD/status/1217698028858986497

-Mike

On 2020-01-16 07:08, Mary McAlister wrote:

> Yes, and also point out that these procedures amount to involuntary sterilization of minors. They cannot legally or psychologically consent. Their parents cannot give informed consent since the knowledge necessary for informed consent does not exist. The Supreme Court struck down laws providing for sterilization of serial criminals in Skinner v. Oklahoma and mentally incompetent adults cannot be sterilized even if their guardians consent without a court order. Are the ACLU and similar groups advocating for involuntary sterilization of children? Also their equal protection arguments are without merit. " Transchildren" are not being treated differently from other children. In fact the opposite is true. This bill will ensure that "transchildren" have the same protections from dangerous medical experiments as do other children.
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>>>
>>> Sent from my iPhone
>>>
>>> On Jan 16, 2020, at 7:59 AM, Kelsey Coalition < kelseycoalition@gmail.com> wrote:
>>>
>>>> No doctor or parent has a right to subject a child to a life-altering medical experiment with unknown long-term consequences. Without this ban in place, SD will follow what is already happening in other states: minors who successfully sue in court to obtain this supposedly "life-saving" medical intervention. And when they grow up with irreversible regret, who will be liable? The state.
>>>>
>>>> This ban is also important to prevent custody battles. We have several parents who have reached out to the KC because of a former spouse who is intent on medicalizing their child. Finding an attorney to help is nearly as difficult as finding a therapist. And even when they do, who knows how a judge will rule? Banning these procedures will take these serious medical decisions away from misinformed judges.
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David Pickup, LMFT-S

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www.KelseyCoalition.org

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From: Andre Van Mol
Sent: 1/26/2020 2:14:45 PM
To: "Kelsey Coalition" <kelseycoalition@gmail.com>
Cc: "Laidlaw Michael" <mike@drlaidlaw.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <RMast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

---

Question for the Kelsey Klan along with the rest of the team. The impossibility of truly informed consent from a minor and the coercion of parents (â€œdo you want a live son or a dead daughter,â€ etc.) are solid points we have used. Do you think it unwise, in this particular context, to also bring up that sometimes the parents have their own issues (narcissism, Muchausen's by proxy, etc.), in which case the child is again at unprotected risk? Thatâ€™s the reason that watchful waiting involves psychological evaluation of the family and its dynamic as well as that of the child patient. Or is bringing that up in this context too easily used by opponents as, â€œSo youâ€™re saying the the bad guys are the medical professionals AND parents both?!â€ We are trying to gain allies here, not carelessly discard them.

Thanks,
Andre

> On Jan 26, 2020, at 5:03 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>
> Yes, excellent Mike. As a parent who was lied to and coerced to put my daughter on puberty blocking drugs, I am personally outraged at the deference to the sanctity of the family/doctor relationship on this issue.
>
> My daughter's gender clinician snidely dismissed my concerns and told me I had a choice between blockers and a mental hospital. It is impossible for a parent to make an informed choice when all of the medical associations and your own trusted physician is telling you these drugs are not only safe, but vital to prevent your child's suicide. People have to understand what that pressure feels like to realize why "informed consent" is simply not true.
>
> This is not healthcare, this is medical experimentation.
>
> This is not about informed consent, this is about misinformed consent.
>
> Parents used to give consent for lobotomies. Doctors used to prescribe thalidomide. We must learn from history. We must never allow medical experimentation to go unchallenged.

On Sun, Jan 26, 2020 at 1:01 AM Andre Van Mol <95andrev@gmail.com> wrote:

> Excellent summary, Michael. And I think we shall all get to say this a lot of times before this is over. Teaching with patience is a good goal for us.
>
> Andre

> On Jan 25, 2020, at 9:56 PM, Michael Laidlaw <mike@drlaidlaw.com> wrote:

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Translation..."It's ok to harm boys by removing body parts because at least we're preserving a class of people." This is the height of political correctness.

David Pickup, LMFT-S
(888) 288-2071

15851 Dallas Parkway, Suite 600
Addison, TX 75001
www.davidpickuplmft.com

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From: Natasha Chart
Sent: 1/26/2020 3:09:56 PM
To: "Gary McCaleb" <mccgsm@gmail.com>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Katherine Cave" <kelseycoalition@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

---

I think the sterilization abuse framework from our whitepaper on historical eugenics practices might be a good opening approach. It also addresses the main problem with blockers and hormones in younger patients, which is a lot more likely to be going on in SD, in the younger group of children covered by the proposed legislation.

http://womensliberationfront.org/wp-content/uploads/2020/01/Eugenics-Then-and-Now-1-26-2020_formatted.pdf

I think keeping the focus on sterilization is valuable because it's already been recognized as a problem, & has already had a federal funding restriction enacted on it for over 40 years, for anyone under 21. It's a direct answer, as well, to the claim that the drugs used in gender procedures should be allowed because they're supposedly less invasive.

But they're in most cases going to be as functionally impactful as surgery when administered before maturation of the gonads. The effective metabolic difference between removing the ovaries or testes with surgery, or deactivating them permanently with drugs, is minimal. Menopause is about the same if it comes through organ shutdown or surgical means, though surgery is more abrupt.

Also, I've removed Greg and Kara from this reply, as well.

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Sent: 1/26/2020 9:46:41 AM
To: mike@drlaidlaw.com, "Gary McCaleb" <mccgsm@gmail.com>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Katherine Cave" <kelseycoalition@gmail.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Natasha Chart" <natasha.chart@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "QUENTIN VAN METER" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Bcc:
Subject: Re: Opposition strategy outlined in article. Have suggestions? - Physician-Patient relationship

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Here's the email chain with Kara removed as requested and Greg removed because he's on vacation.

Please put further comments in this thread when it hitting reply all. Understandably, it's difficult to edit addressed on mobile devices.

James

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To: "Laidlaw Michael" <mike@drlaidlaw.com>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Mast Richard" <RMast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Kara Dansky" <kara11@me.com>
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Very strong work, Michael. Posted and posted!

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From: Michael Laidlaw
Sent: 1/24/2020 8:01:36 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Opposition strategy outlined in article. Have suggestions?

Appreciated James!

Blessings to you as well.

-Mike

On 2020-01-24 18:30, James Shupe (Formerly Jamie Shupe) wrote:

> Dr. Laidlaw,
>
> Thank you for going to bat for these kids and parents against these monsters.
>
> Blessings,
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> James
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When would you need this?

Vernadette

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Sent: 1/25/2020 9:34:39 AM
To: "Laidlaw Michael" <mike@drlaidlaw.com>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Andre Van Mol" <95andrev@gmail.com>, "Kara Dansky" <kara11@me.com>
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Here is World magazine's coverage of passage of the bill through committee. Congratulations Fred and team.

https://world.wng.org/content/experimenting_on_emotionally_distressed_children

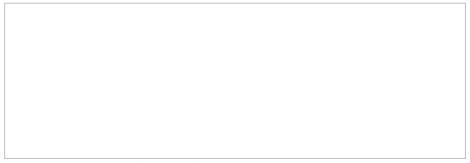
Mary E. McAlister, Esq.
Senior Litigation Counsel
Child & Parental Rights Campaign
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Short, sweet and top notch.

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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/24/2020 6:30:04 PM
To: "Michael Laidlaw" <mike@drlaidlaw.com>
Cc:
Bcc:
Subject: Re: Opposition strategy outlined in article. Have suggestions?

Dr. Laidlaw,

Thank you for going to bat for these kids and parents against these monsters.

Blessings,

James

On Friday, January 24, 2020, 08:08:07 PM EST, Michael Laidlaw <mike@drlaidlaw.com> wrote:

All,

I've recorded my SD testimony and put it up on YouTube. Please share:

https://youtu.be/jBlDOSTgRTc

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Sent: 1/21/2020 1:42:14 PM
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Quentin,

That's the contradiction impossible to miss in this 2009 Tribune article criticizing the use of Lupron to treat autism. My how the media reversed course for gender dysphoria.

'Miracle drug' called junk science



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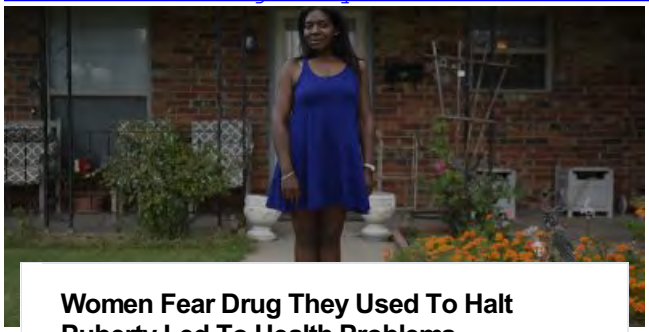
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Legal experts have an opinion on that statement?

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> Updated and expanded article from our state's largest paper. Many of the lines of thought the opposition will use is

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https://www.argusleader.com/story/news/politics/2020/01/15/south-dakota-legislature-bill-would-punish-doctors-who-perform-sex-reassign

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Sent: 1/21/2020 2:16:14 PM
To: "QUENTIN VAN METER" <kidendo@comcast.net>
Cc:
Bcc:
Subject: Re: Opposition strategy outlined in article. Have suggestoin

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Yes- this is the article she authored and it was published about the same time she was interviewed in *Pediatric News* touting GnRH agonist therapy as an accepted practice for trans kids who have just entered puberty. Thanks for digging around.

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U p d a t e d a n d e x p a n d e d a r t i c l e f r o m o u r s t a t e

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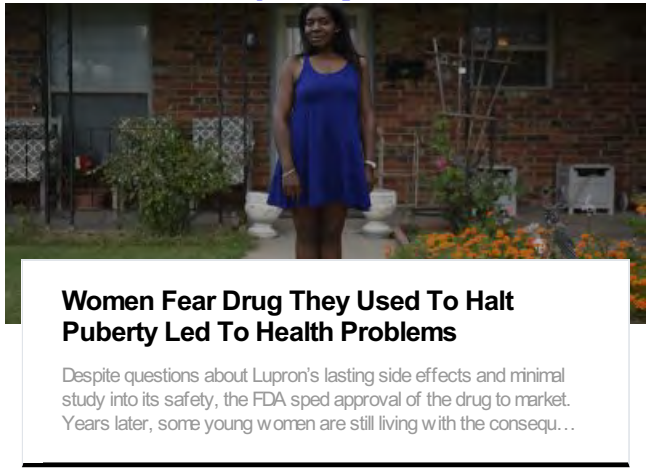
From: Pamosa27
Sent: 1/21/2020 5:55:13 PM
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Opposition strategy outlined in article. Have suggestoin

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Hi James, I used this same article as a reference in a paper I recently submitted...hopefully, it's worthy of publishing.

Monique

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>
> Similarly, Kaiser has no problem dissing Lupron for precocious puberty but endorses it for gender dysphoria.
>
> Women Fear Drug They Used To Halt Puberty Led To Health Problems



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> On Tue, Jan 21, 2020 at 4:41 PM, Natasha Chart <natasha.chart@gmail.com> wrote:
>
> > Do you have a link for that, please?

On Tue, Jan 21, 2020, 4:32 PM QUENTIN VAN METER <kidendo@comcast.net> wrote:

Dr.Leena Nahata, a trans-affirmation advocate endocrinologist in Ohio, decried the use of puberty blockers in hyper-libidinous teenage boys with severe autism because it was unethical to treat someone who could not consent to it legally while, at the same time, she is pushing for puberty blockers in trans kids in the early stages of puberty. Can't make up this stuff!

Quentin

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Cc: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>
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Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "Scott, Greg" <greg.scott@heritage.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Bcc:
Subject: Re: Opposition strategy outlined in article. Have suggestoins?
Attachments: blocked.gif

This kid is another talking point. One of the arguments for blockers is they prevent unwanted changes to the body and stop the need for surgeries to remove the changes occurring if puberty isn't blocked. That's a circular argument because puberty is the cure for gender dysphoria in most kids.

This kid is just the opposite. They transitioned him to be being a girl and then he woke up and realized he wasn't one. Now he's gotten surgery to remove the breasts they grew on him with hormones.

https://www.independent.co.uk/life-style/12-year-old-boy-trans-female-change-mind-years-later-patrick-mitchell-australia-oestrogen-hormones-a7933741.html

On Wednesday, January 15, 2020, 05:57:33 PM EST, Michael Laidlaw <mike@drlaidlaw.com> wrote:

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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/15/2020 4:59:12 PM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc:
Bcc:
Subject: Re: Opposition strategy outlined in article. Have suggestoins?
Attachments: image001.png, image004.gif, image002.png, image003.png

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Understood, I think you know I was being sarcastic. I sent that because I wasn't sure if you knew Bruce had committed suicide?

Which all goes back to my earlier links. These activists and trans organizations blame society or lack of family acceptance, or they didn't get this or they didn't get that, but it's the mental illness behind it all that driving the suicides.

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From: Natasha Chart
Sent: 1/15/2020 3:47:07 PM
To: "Michelle Cretella" <drmcretella@gmail.com>
Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
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Sent: 1/16/2020 4:59:41 AM
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Cc: "Michelle Cretella" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
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No doctor or parent has a right to subject a child to a life-altering medical experiment with unknown long-term consequences. Without this ban in place, SD will follow what is already happening in other states: minors who successfully sue in court to obtain this supposedly "life-saving" medical intervention. And when they grow up with irreversible regret, who will be liable? The state.

This ban is also important to prevent custody battles. We have several parents who have reached out to the KC because of a former spouse who is intent on medicalizing their child. Finding an attorney to help is nearly as difficult as finding a therapist. And even when they do, who knows how a judge will rule? Banning these procedures will take these serious medical decisions away from misinformed judges.

The claim that this is lifesaving medically necessary intervention is the big unchallenged domino that is driving both the legal and medical scandal. This is an oft-repeated claim with no support and it must be confronted directly.

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Cc: "Natasha Chart" <natasha.chart@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
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To: "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
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To: "Natasha Chart" <natasha.chart@gmail.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Eunie Smith" <alaeagle@charter.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
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Attachments: blocked.gif

Yes, agree.

On the suicide argument:

South Dakota Kids who are suicidal need immediate and proper mental healthcare. Hormones and surgeries are not mental healthcare at all, but in fact make the situation far worse.

We know that in the Uk’s Tavistock gender identity service kids on puberty blockers reported greater self harm and girls exhibited more behavioral and emotional problems. [1]

High dose sex steroids like testosterone have been shown to lead to an increase in the presentation and severity of psychiatric illness, including psychotic symptoms. [2]

And in Sweden, 30 years of population data of the entire nation showed that even after hormones and genital surgeries the suicide rate was a massive 19 times higher than the general Swedish population. [3]

Read the labeling of the puberty blocker Lupron, there is a very clear warning:
"Psychiatric events have been reported in patients taking GnRH agonists including LUPRON DEPOT-PED. Monitor for development or worsening of psychiatric symptoms during treatment". [4]

These drugs and procedures are extremely hazardous for South Dakota kids. They will only add fuel to a very dangerous fire.

1. Michael Biggs. "Tavistock’s Experimentation with Puberty Blockers: Scrutinizing the Evidence". Transgender Trend. March 2, 2019.

2. Hall Ryan CW, Hall Richard CW, Chapman MJ. "Psychiatric Complications of Anabolic Steroid Abuse". Psychosomatics

46:4, July-August 2005.

3. Dhejne C, Lichtenstein P, Boman M, Johansson AL, Niklas Långström, Land´en M. Long-term follow-up of transsexual persons undergoing sex reassignment surgery: cohort study in Sweden. PLoS One. 2011;6(2):e16885.

4. LUPRON DEPOT-PED labeling. Accessed 01/16/2020. https://www.accessdata.fda.gov/drugsatfda_docs/label/2017/020263s042lbl.pdf

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Very well stated Mary.

On a different note, I have this new thread dispelling the "wrong puberty" argument.

https://twitter.com/MLaidlawMD/status/1217698028858986497

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Kara will be joining us to testify, and I bet that she would be willing to join a statement saying that there's no definable class of person who needs to be sterilized as children.

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Subject: Re: Opposition strategy outlined in article. Have suggestoins?
Attachments: PastedGraphic-14.png

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Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

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www.childparentrights.org

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https://twitter.com/MLaidlawMD/status/1217698028858986497

-Mike

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www.KelseyCoalition.org

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Attachment:

From: Natasha Chart
Sent: 1/21/2020 11:19:23 AM
To: "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <RMast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>
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Exactly.

And even in the case of something like cancer, any sterilization is a side effect, rather than a goal, of a treatment for other purposes. There's no directive that children with cancer must be sterilized, and if doctors could prevent that outcome, surely they would. For no other type of child is that considered a humane end goal of treatment.

On Tue, Jan 21, 2020, 1:46 PM Vernadette Broyles <vbroyles@childparentrights.org> wrote:

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Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/15/2020 3:25:08 PM
To: drmcretella@gmail.com, "Michael Laidlaw" <mike@drlaidlaw.com>
Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "Scott, Greg" <greg.scott@heritage.org>, "Natasha Chart" <natasha.chart@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Bcc:
Subject: Re: Opposition strategy outlined in article. Have suggestoins?
Attachments: blocked.gif

If the ACLU is asked a question, it should be why their South Dakota plaintiff in a surgery case killed herself?

https://rapidcityjournal.com/news/local/crime-and-courts/lawyers-ask-to-dismiss-lawsuit-challenging-state-s-transgender-policy/article_7d4d4228-9099-57b2-8158-32757dffd934.html

On Wednesday, January 15, 2020, 05:57:33 PM EST, Michael Laidlaw <mike@drlaidlaw.com> wrote:

Right! Convoluted argument. I'll have to look back at the bill, but I don't think it "singles out one group of people" either. Just harmful meds and procedures.

-Mike

On 2020-01-15 14:22, drmcretella@gmail.com wrote:

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To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Natasha Chart" <natasha.chart@gmail.com>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Andre Van Mol" <95andrev@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Brooks Roger" <rbrooks@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Cretella Michelle" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Deutsch Fred" <fred.deutsch@sdlegislature.gov>, "Eunie Smith" <alaeagle@charter.net>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Heyer Walt" <waltsbook@yahoo.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Kara Dansky" <kara11@me.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <rmast@lc.org>, "McCaleb Gary" <mccgsm@gmail.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Sharp Matt" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition Strategy Suggestions

Unfortunately, this got cut from my Public Discourse article on Puberty Blockers, but it's another way to think of the problems they introduce to normal development.

Downstream Events and Unforeseen Consequences

Here is another analogy, this time regarding unforeseen consequences. Imagine a scenario whereby a neighbor asks you to dig a hole in her lawn.

¨Sure thing!¨ you reply.

¨Great,” she says,¨but will it be reversible?¨

¨Certainly,” you reply, ¨I’ll just fill the hole back in and it will be fine.¨

She smiles and accepts your offer. You grab your shovel and proceed to dig a nice round 3-foot deep hole.

¨What do you think?” you inquire.

¨No, not right,¨ she says. ¨Reverse it for me¨

¨No problem,” you say and proceed to fill the hole back in and pack it neatly.

You return home and then are aroused by some loud knocking on the door 20 minutes later. You open the door to find your irate neighbor.

¨What have you done?” she asks. ¨You said that you would reverse it!¨

¨I did,” you respond, ”I filled the hole back in right away.¨

¨Well sure...But guess what? You cut my power line! And I was in the middle of an important computer file download

which is now lost. And you broke my water main! And so my radiator has run dry and is now destroyed!!¨

Clearly, although the digging of the hole was reversible, other secondary or ¨downstream" processes were interrupted leading to unforeseen consequences and damage. This is analogous to the harms that occur when stopping normal puberty. [Meaning bone develoment, brain devlopment, sexual development, etc].

-Mike

On 2020-01-25 07:07, Natasha Chart wrote:

> This video, which isn't exactly a detransition video, is a 24yo FTM talking about the trauma of going through phalloplasty, and experiencing menopausal symptoms as a very young person, in an interview with two younger FTM YouTube personalities. The three talk briefly about their concern over influence on their audiences.
>
> https://youtu.be/-bEdZVAHA00
>
> I don't know how any full grown person can watch a video like this and not think these young people needed a pause.
>
> On Sat, Jan 25, 2020 at 9:53 AM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> > All,
> >
> > In an earlier email, I talked about how treatment being unavailable because of law would serve as a deterrent, using the example of how kids aren't pestering their parents to drink because they know the law says they can't until age 21. This excerpt reinforces this.
> >
> > Page 58: "It is not rare for preoperative transsexuals to abandon their quest for reassignment; it is not well-established that such cases are more likely to involve secondary transsexuals, but this is what we would predict. Shore (1984) reports the case of a young man who was positive he wanted sexual reassignment, was favorably evaluated for surgery, and was on his way to the hospital when he learned the hospital had changed their policy and now prohibited sex reassignment surgery. This man, soon thereafter, changed his entire life-style and reportedly gave up his sex-reassignment plans."
> >
> > Speaking from experience, this is very impulsive stuff in many cases, and the lowering of barriers in today's environment is creating a far more dangerous landscape. Remember, I got hormones during my first visit to a mental health provider.
> >
> > https://books.google.com/books?id=L2pyBgAAQBAJ&pg=PA56&lpg=PA56&dq=The+Transvestic+Career+Path&source=bl&ots=hTpq8OhU9N&sig=ACfU3U3lP-ctn6fcn5lY7SZjBuYb7CoCqA&hl=en&sa=X&ved=2ahUKEwjns9C9-J7nAhUhuVkKHU_LAEE4FBDoATAAegQIChAB#v=onepage&q=The%20Transvestic%20Career%20Path&f=false
> >
> > So, for one we are shifting the fight from inside the home with the parents to the state, and two, we are putting up a roadblock to the impulsiveness that's inherently characteristic with a lot of the co-morbid mental health issues these children have.
> >
> > James

From: QUENTIN VAN METER
Sent: 1/25/2020 10:46:58 AM
To: mike@drlaidlaw.com, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Natasha Chart" <natasha.chart@gmail.com>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Andre Van Mol" <95andrev@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Brooks Roger" <rbrooks@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Cretella Michelle" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Heyer Walt" <waltsbook@yahoo.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Kara Dansky" <kara11@me.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <rmast@lc.org>, "McCaleb Gary" <mccgsm@gmail.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Sharp Matt" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition Strategy Suggestions

You are a wizard with words. I hope you don't mind if I use this parable when I am presenting my thoughts.

Quentin

> On January 25, 2020 at 12:42 PM Michael Laidlaw <mike@drlaidlaw.com> wrote:
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> *Downstream Events and Unforeseen Consequences*
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> Here is another analogy, this time regarding unforeseen consequences. Imagine a scenario whereby a neighbor asks you to dig a hole in her lawn.
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> Â¨Sure thing!Â¨ you reply.
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> Â¨Great,â€ she says,Â¨but will it be reversible?Â¨
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> Â¨Certainly,â€ you reply, Â¨Iâ€™ll just fill the hole back in and it will be fine.Â¨
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> She smiles and accepts your offer. You grab your shovel and proceed to dig a nice round 3-foot deep hole.
>
> Â¨What do you think?â€ you inquire.
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> Â¨No, not right,Â¨ she says. Â¨Reverse it for meÂ¨
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> You return home and then are aroused by some loud knocking on the door 20 minutes later. You open the door to find your irate neighbor.

Â¨What have you done?â€ she asks. Â¨You said that you would reverse it!Â¨

Â¨I did,â€ you respond, â€I filled the hole back in right away.Â¨

Â¨Well sure...But guess what? You cut my power line! And I was in the middle of an important computer file download which is now lost. And you broke my water main! And so my radiator has run dry and is now destroyed!!Â¨

Clearly, although the digging of the hole was reversible, other secondary or Â¨downstreamâ€ processes were interrupted leading to unforeseen consequences and damage. This is analogous to the harms that occur when stopping normal puberty. [Meaning bone develoment, brain devlopment, sexual development, etc].

-Mike

On 2020-01-25 07:07, Natasha Chart wrote:

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From: Michael Laidlaw
Sent: 1/25/2020 11:39:47 AM
To: "QUENTIN VAN METER" <kidendo@comcast.net>
Cc: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Natasha Chart" <natasha.chart@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Andre Van Mol" <95andrev@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Brooks Roger" <rbrooks@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Cretella Michelle" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Heyer Walt" <waltsbook@yahoo.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Kara Dansky" <kara11@me.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <rmast@lc.org>, "McCaleb Gary" <mccgsm@gmail.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Sharp Matt" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>
Subject: Re: Opposition Strategy Suggestions

Absolutely! Please do!

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Sent: 1/25/2020 7:07:14 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Brooks Roger" <rbrooks@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Cretella Michelle" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Deutsch Fred" <fred.deutsch@sdlegislature.gov>, "Eunie Smith" <alaeagle@charter.net>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Heyer Walt" <waltsbook@yahoo.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Jon Hansen" <jon.hansen@sdlegislature.gov>, "Kara Dansky" <kara11@me.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <rmast@lc.org>, "McCaleb Gary" <mccgsm@gmail.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Robbins Jane" <rlrobb123@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Sharp Matt" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "William Malone" <malone.will@gmail.com>
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From: Natasha Chart
Sent: 2/4/2020 12:12:39 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jennifer Chavez" <jcchavez5341@yahoo.com>, "Kara Dansky" <kara11@me.com>
Cc:
Subject: Re: Quest About The Hollister Non-Binary Case

It's very unlikely we can even have an answer this week, but Jennifer and Kara would need to be in on any such conversations.

On Tue, Feb 4, 2020, 3:11 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Natasha,
>
> Any chance that WoLF would be willing to file an amicus for me in the Oregon non-binary case that's using my court order to advance it?
>
> This is the case.
>
> https://www.portlandmercury.com/images/blogimages/2019/11/07/1573152280-2019.11.06_-_amended_opening_brief_with_excerpt.pdf
>
> I, of course, have the new court order declaring me male and denouncing the former order, etc.
>
> Alternatively, can you give me any advice on how to serve their lawyer with my new order? Can I do that?
>
> James

From: Alexa Tsoulis-Reay
Sent: 4/18/2018 4:40:44 PM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Question Opus

Hi Jamie, oh wow thank you so much for getting back to me so fast! I'm reading them now and will likely have a few more soon

Thank you again, so much!

On Thu, Apr 19, 2018 at 7:29 AM, Jamie Shupe <jamie.shupe@yahoo.com> wrote:

> Answers below. Please send back a note that you received these answers back.
>
> Thanks!
>
> Jamie

On Tuesday, April 17, 2018, 10:57 PM, Alexa Tsoulis-Reay <findingnorms@gmail.com> wrote:

> Hey there!
>
> Thank you again for this -- I have been working hard on my chapter about you/"the binary" + as you'll see this is a pretty mixed bag :-) ...As usual please feel free to tell me as much as you like (no such thing as too much) if any of these questions seem odd/need context please do ask (i have tried to include it where necessary..as you'll see most relate to places where I want to flesh out scenes/or summarize key moments accurately...)
>
> Q. As I was writing I realized that I have never asked you how you felt when you were in the Times transgender lives story (when you were living as a woman)?
>
> A. Yes, when newly living as a trans woman. It felt great to be in the prestigious NYT - America's paper of record - and have that essay published. But in hindsight it was just more of getting sucked in for the transgender cause. Looking back, I can clearly see a pattern of behavior where a lot of newly transitioned people feel like they need to do things to help advance transgenderism. Same applies to coming out as gay and activism. You can find hordes of the trans people volunteering in places like Reddit's /r/asktransgender, where they volunteer their time to answer questions about trans health and transitioning. I started my website originally for that reason, like I talked about in the "You can't feel like a girl" essay. I actually regret writing that NYT first essay now. It was too early in my understanding of myself and the cause to be jumping in like I did.
>
> Q. I was also curious if that was your first mainstream media appearance/appearance in a newspaper/magazine article?
>
> A. Yes. Largely a nobody up until that point.
>
> Q. I'd really like to capture why it was important to you to speak publicly, and if it was a hard thing for you to do that very first time (if that was the first time...?) Did you have any doubts about it, do you remember how you got in contact with the reporter who did the story? I'd love to hear as much as you can remember or feel like sharing...

A. Answered some of this above. No doubts at the time of submitting it. While doing some website updates I saw the Times soliciting trans people and I thought: why not? It seemed like the perfect place and time to come out publicly to everyone, including my family. I really no longer cared if my family or society accepted or rejected me, I was now living my truth. Plus, I knew my excellent service record would help the trans military cause.

It's important to understand my indoctrinated mindset back then was all I had to do was switch over my body's hormone fuel from testosterone to estrogen, then get some surgeries to correct nature's mistakes. I was the victim of a birth defect that society doesn't understand. Once done transitioning, I'd be the woman I always was since birth; that's what I'd been taught by transgender ideology to believe at that phase of my life and transition.

But yet I was also troubled by common sense questions being asked in all of this by women described as TERFs. Like, if I was a female all along since birth, then why would I need to transition? I was also becoming more and more aware of how I and other trans women were using sex stereotypes to transition and claim we were women.

At certain times essays can effortlessly flow out of me, like that one did. It was like I knew what to say and had been just waiting for an opportunity to say it. I spent less than an hour writing it. All of my published essays are like that; they just come to me and I suddenly pound them out in one session. The only exception was the 10,000 plus word "You can't feel like a girl" essay, which took a couple days to write.

In another twisted way that first NYT essay was catapulting myself far above the Pittsburgh Post Gazette, while I was living in Pittsburgh, because I had reached out several times to their reporters covering trans issues, offering to participate in a trans military story, and they totally blew me off. These same reporters also blew me off when I had a major incident trying to use a female bathroom and they wouldn't cover that story either. I got the vibe that I wasn't a local pretty transsexual and that I'd failed to surgically transition and confirm my gender. So it felt great to be able to say "fuck you, I don't need to be in your rag, because I'm in The New York Times!" I went straight to the top, right over their heads.

Q. Just a small narrative detail, where had you been on tour when you first met Sandy at the army base in Kentucky?

A. My first four year tour was Pirmasens, Germany for 2 years. Then 18 months at Fort Knox where I met her. We fell for each other really fast soon after I arrived there.

Q. Because your use of the internet is obviously so important to your story I would really love to be able to pinpoint/flesh out when you first used the Internet for chat + started using webcams etc, am I right that this was back in Germany around the time that you had started trying out feminine dress?...I'd love to know what city you were in, and any and all :-) details you can recall about how you came across #TVSEX...

I first started using bulletin boards and chat rooms at Fort Hood, Tx. on a Commodore 64 with a 300 baud modem in the late 80s. That quickly progressed to Windows machines that I figured out how to assemble myself, but during that time it seemed like they were obsolete every 6 months. I blew massive amounts of money on those systems. All of this early involvement with computers was either to help with work and for viewing or reading straight sex pornography.

By the time we got to Germany in 1995 I'd graduated to far more powerful Intel Pentium systems running Windows 95 that could power webcams. Both me and Sandy liked the webcams and we would often have sex in front of groups of men or pair up online with another couple, taking turns performing and watching. This occurred using what was called IRC (Internet Relay Chat). The software was MIRC and Cuseeme. Because we were in Germany, our online bill for the metered bandwidth sometimes went as high as $600 per month.

As I began to stumble across the trans rooms in IRC like #TVSEX, I was very drawn to them, but terrified at the same time. By then I was a staff sergeant and had been exposed to the regulations on transvestism, so I knew this was career ending stuff. But the more I allowed myself to experiment the more right it felt. I also began to develop severe gender dysphoria because for the first time I began to realize that I identified in a submissive female role with men, especially during sex.

It was both a liberating and terrible time. As the dysphoria worseneded I became terribly distressed about not having breasts and about my body hair, which I began to shave

off. But the fear of shaving it off then distressed me because I was terrified someone at work would notice it during fitness training or in the showers during a field exercise. This was happening during the height of Don't Ask, Don't Tell ejections from the military. More people got discharged after the inititian of DADT policy than they did before it was implemented.

Eventually I and Sandy started shopping in the German towns around base in second hand or department stores for female clothing for me. Skirts, heels, tops, bras, panties, wigs etc. The clothing was more regular wear type stuff rather than over the top hyper feminine bedroom gear. I was elated to find a pair of breast forms one day in a sex shop in Mannheim.

After getting all the clothing to actually dress like a woman, I started dressing up on Saturday mornings on the webcam, showing off and teasing men. And sometimes I would toss it all in a little carry bag and drive to a distant town miles away and wear the items in a small adult theater I'd discovered on the second floor of a sex shop. The men loved it, but I didn't do much more than let them admire, touch, or fondle me because I was terrified of catching HIV or other STDs.

On one occasion, a gay man that I would let touch and fondle me surprised me on a later visit with a pair of sexy underwear. But they weren't women's panties. I could clearly tell that although he meant well with the gift, he didn't understand me.

As the dressing up activities progressed Sandy became less and less supportive, sometimes even scolding me. It reached the point where I didn't tell her what I was doing and she no longer asked. But all of it really ramped up my fears and anxiety of getting kicked out of the military. I used to suddenly panic when going onto base that I hadn't gotten all of the makeup off, or that I'd get stopped by the police and they'd find the clothing and wig in the car trunk. I never took the stuff onto base because the gate guards could search you or your car at any time. I was living in the U.S. Government housing area nearby, but outside the base itself.

By the time I reached my last duty station of Fort Drum, NY, I'd stopped dressing up on the webcam. My daughter was now older and unpredictable and nosy. I'd also gotten another major promotion. I was now a senior NCO with lots of responsibilities. But I did eventually meet a local guy in Watertown online. He ran an area motel and once or month or so I'd go to his apartment there and dress up for him. But just like the theater situation in Germany the sex was very low key and heavily on the safe side. I always used condoms and never did let a guy penetrate me until the boyfriend in Portland, long after I'd retired.

Back then I had no idea about Blanchard and Bailey's theories and opinions on my behavior like I do now, and I still don't care what they or other researchers think. Despite how LGBT literature teaches that your sexual orientation is who you go to bed with and your gender identity is who you wake up as, I have great difficulty separating the two. I don't fantasize about myself as a female with men, I instead feel like I am one in nature's traditional role. I'm the submissive, receptacle partner that gets mated. The dominant male mating role feels unnatural for me. It's not me getting on the fantasy of myself as a woman during sex like guys like these claim. It's much deeper and more biological than that.

Q. Building on the question above, I'd love to hear more about those online explorations...did you chat with men online in feminine mode/present as a woman? Did you show yourself on webcams in feminine dress -- anything you can tell me that would help capture how this experimentation fit into your life (as well as how you felt when you were doing it) would be so helpful...

A. I think you got this above? If not ask more pointed stuff from that.

Q. In the mind 90s, when things were starting to really come unglued for you, is it correct that you went to army base shrinks who put you on antidepressants?

A. Yes. In Germany they put me on an antidepressant. I was so terrified of getting kicked out the stress was killing me. And if I tried ignoring the feelings I was having then the dysphoria was equally killing me. Even worse was the major MST (military sexual trauma) incident I had in 1996 during my advanced NCO course where the instructor and some of my classmates were harassing me for being gay. I had no doubt they were trying to end my career. They just pegged me as gay and started in on me.

I talked about that in this NPR podcast.

http://www.wbur.org/npr/556116385/nature-nurture-and-our-evolving-debates-about-gender

Q. And was this Prozac and Fluoxetine (at different times.) was wondering if there's a scene that really captures how anxious/unsettled you were becoming, also, I was curious this was when you started to have the terrible nightmares, right?

A. Fluoxetine is the generic name for Prozac. But, yes, that's what I was put on. This was when I started having nightmares about getting attacked and acting out the dreams. I was anxious, depressed, having panic attacks. I was terribly overworked too.

Q. Did the army shrink also diagnose you with REM sleep disorder (anything you can tell me about how they handled your symptoms would be so very helpful...)

A. I have no clue what they diagnosed me with, they never told me. They just questioned me and gave me the drugs. I of course couldn't talk about anything other than my symptoms because the doctors report everything to your commander. Which would have gotten me kicked out. It was illegal to be gay or transgender. Harassing or suspecting people for it was not only accepted but well tolerated back then. I also told them about my sexual abuse, but they didn't seem very interested.

Q. Still in the same era here...I'd love to be able to flesh out what you told me about how scary it was worrying about people in the military finding out about your weekend experiments with feminine dress, I recall you mentioned that you'd get vibes from some of your colleagues that felt as if they thought you were gay, I'd love to know a bit more about this..Did people say anything? Was it more of an attitude? I'd also really love to make it clear how sex/gender had become intertwined in the minds of people then (as now!) ...did you feel like if people found out that you had been experimenting with female dress they would automatically assume you were gay?

A. I think I got most of this above, but yes, gay was the only thing on everyone's radar for the most part. Few people back then understood or had exposure to transsexualism/transgenderism. And yes, as described above, I was verbally harassed. The advanced course instructor also did some things that could be easily construed as deliberate attempts to sabotage my career progression, such as lying on an evaluation about my drill and ceremony performance. He signed off on on a low rating that occurred on a day that he wasn't even at work. He then used it to stop me from being the Distinguished Honor Graduate of the class at graduation, despite me having the highest academic average in my class for the course.

The closest thing I ever saw to anyone getting in trouble for transgender related issues in all the years I served was at my first duty station in Germany. We had a guy get his ears pierced in multiple locations and within a very short time he was quickly and quietly discharged. Gay stuff was frequent and severe. A few years later I witnessed an NCO on my maintenance team get discharged within 48 hours after a fight with his roommate during which he was accused of being gay. The battalion sergeant major took great pleasure in getting rid of him. Watching these things and others play out really ramped up my anxiety to the point that I ultimately developed PTSD from living in fear for all those years.

Q. Likewise, when you were in the military and questioning your sexuality what did you find attractive about men then, and also what do you find attractive about them now?

A. See my response above about how it just felt natural to be with men in regards to sex, but at the same time I cringed and still do when it comes to the toxic masculinity a lot of them display. I wasn't into the military's killing culture and had no love for blowing up, shooting, or destroying things. While I was an excellent soldier, I didn't fit into the masculine male military culture. I'm the same now as I was then, nothing's changed about that.

Q. Again I ask this so I can really open people's eyes about the restrictive nature of the binary as it pertains to gender AND sexuality ...do you remember when you started to identify as pansexual, or think about that as a sexual identity?

A. I didn't start to identify as pansexual until I started getting exposed to the trans community in Pittsburgh in 2014. I'm attracted to pre-op trans women and cis men, but not

trans men. I guess that makes me transphobic, but human biology is a real thing.

Q. This is just a small narrative detail, but because it's such a key moment for you I feel like it's important to dwell on it a bit. Do you remember what sort of feminine clothes you would shop for with Sandy in Germany? Do you remember where you would shop?

A. Got that above.

Q. Was the stigma such that you felt you had to have her there so people wouldn't assume you were buying them for yourself (again I think this is so important to show the stranglehold of masculine standards..)

A. Near base I actually had her there to protect my career. But in places I felt safe, I was bold enough to shop alone. I still am. I often don't fear what others think or let them stop me from doing something unless personal safety comes into play. Like when I got a curly hair perm when I was a teenager.

Q. I'd also love to be as precise as possible about the fake breasts that you got -- did you buy them from an adult store or did you make them yourself/DIY? :-)

A. I bought them from an adult store after a bunch of frustrating attempts to make them out of things like small balloons filled with gel. The Internet recipes didn't work very well. Luckily I found an inexpensive pair of cheap, soft plastic breast forms because Sandy wouldn't have tolerated me spending hundreds of dollars on an expensive set.

Even though I don't have a lot of breast growth now from the hormones, what I do have feels really right and natural. I would never get breast implants, nor would I date someone who has them. I hate fake things.

Q. Did you have a special type of wig that you preferred to wear, or did you experiment with different styles?

A. I could never afford the really high end wigs which can approach $1,000. The majority of the ones I've owned were second hand synthetics. I lucked into finding a few that were in the $300 range. I did experiment quite a bit and settled on short length, slightly curled on the ends, with blonde colors. Slang term of dirty blonde. I think dark blonde, shoulder length looks most natural with my complexion and facial features. Reference the picture available on Google images of me in front of the Portland VA downtown.

Q. Again I ask as I want to really contextualize the gravity of this (back in the days before anonymous online shopping, etc etc..)

A. Understood.

Q. After your injury in 2000 (and did I get that date right?)

A. Injury was February, 1999. Retired as a result in August, 2000 after I refused surgery for it. At that point I was done. I was reaching the point where I didn't care what happened to my career. Some of my superiors wanted to keep me despite the injury because of my high job performance, but I was just done with the whole hateful military experience.

Q. it is correct to say that you medically retired from the army? For some reason I have lost my notes about where you were working when you left the army (warehouse logistics manager, right?) I'd love to know a tiny bit more about what you were doing in that job (and where in the country you were, etc) just to help the narrative flow...

A. The Army gave me a full retirement under TERA (Temporary Early Retirement Authority) in lieu of disability from Fort Drum, NY for 18 years of service. I lost 7 1/2% of my retirement pay for leaving two years early.

I was the MCS (Maintenance Control Supervisor) for the Main Support Battalion. I was a senior NCO, an E7/Sergeant First Class at the time. An E7 on an enlisted ratings scale of E1 to E9. The maintenance facility was the size of a Super Walmart store and I was the head enlisted leader. There were like 11 repair shops and a tech supply warehouse inside with several hundred people working there. It's where the infantry and all the other units got their equipment repaired. It was super stressful with constant worries about safety and environmental issues. More work than hours to do the work. I was the head supervisor responsible for hundreds of people and countless millions of dollars of equipment, facilities, and supplies for which the Army was paying me a whopping $28,000 per year. I left hurt and mentally disabled from the PTSD with a $966 per month pension to support my family on. I was the number two senior enlisted person in the unit with this job. Whenever my boss was gone I stepped into the number one role of unit first sergeant, an E8 position. They gave me a Meritorious Service Medal when I retired, my second such award.

Q. Am I also right that this is where your anxiety really got out of control? Was this also around the same time (2000-2003) that you had that awful panic attack at the naval base?

A. I had started having panic attacks in the mid 90s from the fear of discovery and discharge and job stress. Some of the panic attacks turned into pseudo seizures that led to loss of consciousness. Everyone initially thought I'd developed epilepsy. The panic attack in 2006, during which I blacked out and got sent to the hospital in a ambulance from a naval base, led to me going onto permanently disability. I still have problems with the panic attacks, anxiety, and depression to this day.

Q. I feel stupid, but it occurs to me that I have never really asked you in much detail about the awful traumatic shit that you endured/saw while you served in the army...I ask as I think it will add depth to the narrative especially the terrible anxiety and panic attacks that you were having when you left...are there any incidents that stand out to you? or, feel free to list all the awful shit if that's easier

Q. I served in Germany during the height of the Cold War with the Soviets as a 19-year-old, wondering and worrying about mutual nuclear self destruction. I nearly had my head crushed by a tank hatch during a field training exercise at Fort Bliss, TX. I deployed within 24 hours to Kuwait for Operation Vigilant Warrior, fearing death. I deployed to Hungary for the Bosnia campaign. Working on and around heavy equipment and armored vehicles in a military environment was a very dangerous occupation. I've got lung and sinus damage from riding in numerous convoys with dust so thick that it was all you could do to see the vehicle a short distance in front of you. I was exposed to asbestos and lots of toxic chemicals such as solvents in the maintenance shops. But none of it scared me more than the threat of discharge for being gay or transgender. Suicide was my backup plan. I planned to kill myself before they could discharge me back in those days. I was worth more dead than alive with the military's $200,000 (at the time) insurance policy, I had a family I was responsible for supporting. I wasn't leaving with "homosexual" stamped on my discharge.

Q. There were some details from your childhood/youth that I thought were very important to your story that I would love to be able to write about sensitively and precisely...I never asked you much about your brother's suicide...Do you know exactly what happened (as much as you'd like to share, I am listening...) Am I right that this was when you were in the army/had left home? Were you especially close to that brother?

A. My younger brother's suicide was painful. It occurred in 1993 while I was stationed at Fort Hood, Tx. I was a staff sergeant/E6 at the time, working at the depot rebuilding transmissions for the Bradley Fighting Vehicle. Because he gave off all the classic warning signs such as selling off and giving away his possessions and the fact that I had been extensively trained on suicide prevention by the military it made it all the more painful. My family didn't recognize these symptoms and behaviors but I would have. I hadn't been around him in years at this point because it was 11 years into my military career, but I knew from family conversations that he was heavily involved in drugs and alcohol. He had fathered a child and struggled to support the kid, a son. His relationship with the child's mother hadn't gone well. He bounced around in construction jobs with a tough crowd. He shot himself in the head with a shotgun in his car in a farm field. One of my other brother's, the one three years younger than him that's currently in prison for heroin dealing found him. I often wondered if he too was sexually abused by the uncle that molested me?

I never clicked with this brother. Things such as fixing cars came easy to me and he struggled with most things. After his suicide, I felt bad that I'd often resented him for that reason while growing up. He also had a violent streak which kind of freaked me out. I once witnessed him savagely whack another kid in the head with a big stick one day during a disagreement while we were teenagers. I was never comfortable around him after that.

Q Another detail from your childhood that I thought was important to your story was that haunting specter of the gay hairdresser who was killed when you were a kid-- do you remember or have any more information about exactly what happened to him/how he died -- was he murdered? was his killing a hate crime, or did it just stand out to you because you saw that someone who was different ended up suffering? I ask just because I feel like it really helps to add depth/texture to the environment that you grew up in ...

A. I looked up the news story, the hairdresser was actually killed in 2006 while I was still coming to terms with my sexuality and gender issues. The news article doesn't state why. I think of the years between my retirement in 2000 and 2013 when I started to transition as the "lost years" because I stayed in a deep state of anxiety, depression, and denial about who and what I am. I was totally closeted and still in denial.

http://somd.com/news/headlines/2007/6741.php

The background on this is when I was a teen I used to go get my hair cut often at his salon. It's where I got my perm as a teenager. He was working in the chair nearby as I got it. My Mother and lots of other women and girls in the community also got their hair done there. And in hushed tones, but no so hushed from my Mother, a significant number of these women all accused this hairdresser of being effeminate and gay. He certainly struck me that way as well also. And while I was growing up all things gay were terribly bad and to be avoided. His murder has always left a major traumatic impression on me because while growing up he was the only person in my entire childhood, outside of the uncle who molested me, that was gay. And then he ultimately got killed, which was the message to me from society my whole life: society does bad things to gay people and people who break gender norms, because they deserve it.

Q Again, a detail that I thought was important and would like to flesh out a bit (excuse the pun!) that first time that you wore female under garments when you were living in Killeen -- how did you feel when you wore them?

A. I can still remember a few occasions of doing that in Killeen, Tx while stationed at Fort Hood. I remember that I had bought Sandy a matching purple and black lingerie set which consisted of a bra, panties, garters, and stockings, naively thinking that she would like it. She certainly had the body for it. And I very much remember how much she disliked it. She's always disliked feminine clothing. Back in those days she would wear my men's Levis and t-shirts. Sandy would only ever wear the lingerie outfit if I bugged her about it. But after awhile I started thinking about wearing it myself and I eventually did. I liked the experience, it felt good and natural, especially back then when my body was young and really slender.

At first I was quite scared of getting caught wearing the lingerie items, so I would put them on in the bathroom in case Sandy or someone else came to the house. At the time my younger brother was also stationed at Fort Hood and he had a door key. And I actually did get caught to a certain extent on one occasion. It was the first time I'd ever experimented with a dildo. I remember being in the outfit while laying on the bathroom rug and experimenting with the dildo, which really hurt because I'd never had anal sex before, and I heard someone come in the house, then leave. Which had to have been my brother. On another occasion I'd asked Sandy to wear the outfit for sex and she instead surprisingly told me to wear instead. Which really shocked me. But we had sex like that. She wore nothing and I wore the lingerie.

Our modern day relationship has progressed where she now frequently wears a strap on and takes on the masculine, dominant role during sex. Her arousal levels indicate that she seems to immensely enjoy the power dynamics of it.

Q. I'd also love to know, when you were reading the Vitale article back in 2013 (is that date correct?) did you most identify with any of the 3 types she details..?

A. Correct, early February, 2013. I was mostly in group three with some serious caveats, but to an extent a bit of group one also based on my childhood behavior. So a mix of one and three (screaming and throwing tantrums about getting my hair cut short at young ages; getting slapped and called a sissy by my Mother for feminine behaviors; getting

the hair perm; preferring the company of girls; wearing gender bender stuff like a sleeveless leopard shirt as a teen; being internally tortured by the fact while I knew the sexual abuse was horribly wrong I wasn't bothered that another male had sexually touched and fondled me and made me touch him.). But the biggest is I didn't identify as a female growing up. I didn't know what I was. I just always "felt different" from my male peers. Very different And my sister wasn't born until I was going into the military, so I wasn't around females at home other than my Mother. My Mother isn't feminine at all. Vitale's essay, along with trans people on Reddit, led me to believe these feelings and experiences meant that I was really female, and had been all along. That this was my problem and answer to everything wrong with me and my mental health. And that there were only males and females, which is a real injustice to people seeking this type of information on the Internet from a so-called professional.

Vitale's work fits the modern day narrative of western trans medicine and says nothing about the third gender origins of transgenderism, which I more closely align with. All of my harsh familial, military, and societal experiences from birth through military retirement left me so largely terrified to explore because of the severe repercussions that I was incredibly naive until 2013. When at the age of 49 it all exploded and couldn't be contained anymore. At that point I was rock bottom. I no longer cared what the costs where. It was suicide or come out.

"Group Three (G3) is composed of natal males who identify as female but who act and appear normally male. We can hypothesize that prenatal androgenization was sufficient to allow these individuals to appear and
act normally as males but insufficient to establish a firm male gender identity. For these female-identified males, the result is a more complicated and insidious sex/gender discontinuity. Typically, from earliest childhood these individuals suffer increasingly painful and chronic gender dysphoria. They tend to live secretive lives, often making increasingly stronger attempts to convince themselves and others that they are male."

"The story is very different for Group Three. In the hope of ridding themselves of their dysphoria they tend to invest heavily in typical male activities. Being largely heterosexual, they marry and have children, hold advanced educational degrees and are involved at high levels of corporate and academic cultures. These are the invisible or cloistered gender dysphorics. They develop an aura of deep secrecy based on shame and risk of ridicule and their secret desire to be female is protected at all costs. The risk of being found out adds to the psychological and physiological pressures they experience. Transitioning from this deeply entrenched defensive position is very difficult. The irony here is that gender dysphoric symptoms appear to worsen in direct proportion to their self-enforced entrenchment in the male world. The further an individual gets from believing he can ever live as a female, the more acute and disruptive his dysphoria becomes."

I don't fit the narrative of going into the military to "man up" like lots of trans women describe. I went purely for economic reasons mainly, and just to get out of redneck southern Maryland. I really wanted to see and experience the world. I didn't see a future in southern Maryland for me. I also wasn't "largely heterosexual", that I had no real control over. I was mistreated by mother growing up and then forced to be straight under the threat of the military justice system. The AIDS epidemic didn't help any either. The rest of group three description is fairly accurate.

OK.. I'll shut up now! Thanks for making it through this! I can't wait to hear back (and of course take your time,I know I just threw a lot at you..) as always tell me anything else you feel is important...I am listening!
XO

A. Now far into this journey, my statement in the NY Times article about my court victory are significant and somewhat parallel to the oft cited study findings that given a chance to explore something like 80% of kids desist from thinking they are female or male, opposite of their birth sex. As time went by that fits me. Given the chance to explore gender and my sexual orientation, I eventually learned my way out of thinking I was a female. But I wasn't able to do the exploring until age 49, which is horribly tragic.

Now over the mental health meltdown from the hormones, I'm back to thinking that the non-binary space is the best place for me, and those like me. Because we'll never fit into the established cultural and societal norms.

From the Times piece: “I was denied the right as a child and while in the military to ever explore my gender identity because of the hostility of society for violating gender norms or for expressing any form of gender variance,” Jamie said in an email. “So I was literally doing in my 40s and early 50s what children are doing nowadays.”

https://www.nytimes.com/2016/06/14/us/oregon-nonbinary-transgender-sex-gender.html

Attachment:

From: Matt Sharp
Sent: 1/21/2020 12:55:46 PM
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Cc:
Subject: RE: Question: Fred's Official Email Account
Attachments: image001.png, logo_abdfb0ec-e06e-407a-a721-cd0e4f742400.png

---

Hey James,

Iâ€™ve tried to be careful about communicating with Dr. Deutsch via e-mail for that exact reason. However, South Dakota is apparently very protective of e-mails sent to legislators, and they are generally not subject to public records request. So they are probably safe. But my lingering concerns is the reason why I donâ€™t weigh in much on these long threads. Basically, Iâ€™m never going to write anything in an e-mail that I would not want read in open court.

Matt

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Tuesday, January 21, 2020 2:31 PM
To: Matt Sharp <msharp@adflegal.org>
Subject: Question: Fred's Official Email Account

EXTERNAL

Matt,

I've been wondering, if the ACLU files suit, are they going to be able to obtain all of our emails because Fred is using his legislative email account?

James

Sent from Yahoo Mail on Android

On Tue, Jan 21, 2020 at 1:47 PM, Matt Sharp <msharp@adflegal.org> wrote:

> Michelle,
>
> Thank you for the reference to the American Psychiatric Association. We produced this memo a few years ago and were looking to demonstrate that even our opponents recognize the biological basis for sex. I completely agree that we do not want to concede that sex is assigned at birth. Iâ€™ll update the memo with the reference you provided.
>
> Matt
>
> ---

Matt Sharp
Sr. Counsel, State Government Relations National Director
+1 770 339 0774 (Office)
770-339-6744 (Fax)
msharp@adflegal.org
ADFlegal.org

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From: Michelle Cretella <drmcretella@gmail.com>
Sent: Tuesday, January 21, 2020 1:16 PM
To: Richard Mast <RMast@lc.org>
Cc: juliannehyoung@gmail.com; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Kelsey Coalition <kelseycoalition@gmail.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Hudson, MD Bernard <loyolamd82@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <greg.scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

EXTERNAL

Richard,

Thank you to all who are making this happen!

Re: the bill itself, I am not convinced that the specific DSDs should be named and described (section 5) and defer to Dr. Paul Hruz's expertise. Otherwise, I believe that it looks good.

Re: ADF PDF: In Section 2, Matt has quoted the American PSYCHOLOGICAL Association defining sex as "assigned at birth" - I am pasting the section below:

The same is true of a personâ€™s sex. Sex is binary (male or female), fixed, and objectively verifiable. Oneâ€™s sex is genetically established at conception, ascertained at or (via sonogram or genetic testing) before birth, and may be verified by objective factors such as chromosomes, gonads, hormones, and genitalia. See, e.g., Am. Psychological Assâ€™n, Answers to Your Questions About Transgender People, Gender Identity and Gender Expression at 1, http://www.apa.org/ topics/lgbt/transgender.pdf. **â€œSex is assigned at birth,** refers to oneâ€™s biological status as either male or female, and is associated primarily with physical attributes such as chromosomes, hormone prevalence, and external and internal anatomy.â€

Sex is NOT assigned ... I recommend referencing the American PSYCHIATRIC Association (DSM-5) instead:

The American Psychiatric Association defines sex as the "biological indication of male and female (understood in the context of reproductive capacity), such as sex chromosomes, gonads, sex hormones, and nonambiguous internal and external genitalia.â€

Reference:

American Psychiatric Association, *Diagnostic and Statistical Manual of Mental Disorders: DSM-5* (Washington, D.C.: American Psychiatric Publishing, 2013), p. 829.

Best,

Michelle

(Dr. Cretella)

On Tue, Jan 21, 2020 at 12:34 PM Richard Mast <RMast@lc.org> wrote:

> All,
>
> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
>
> Julianne has a short window to receive comments (especially desired from the medical experts).
>
> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
>
> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
>
> Thanks,
>
> **Richard L. Mast, Esq.***
> *Senior Litigation Counsel*
> **Liberty Counsel**
> PO Box 540774
> Orlando, FL 32854
> (407) 875-1776 phone
> (407) 875-0770 fax
> LC.org
> Offices in DC, FL, and VA
> *Licensed in Virginia
>
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From: William Malone
Sent: 9/24/2019 6:15:53 AM
To: "Shupe Jamie" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Quillette article: No One is Born in the Wrong Body

---

Great, thanks James.

> On Sep 24, 2019, at 7:21 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> Awesome article!
>
> Particularly like the way it rips into the fallacies of gender identity.
>
> I posted the piece in some of the main Rebbit subs, so hopefully, plenty of traffic will flow from that.
>
> James
>
> On Tuesday, September 24, 2019, 07:27:33 AM EDT, William Malone <malone.will@gmail.com> wrote:
>
> An essay I wrote with 2 collaborators called "No One is Born in the Wrong Body" was published on Quillette today— please distribute to any who may benefit from reading it.
>
> https://quillette.com/2019/09/24/no-one-is-born-in-the-wrong-body/
>
> On Wed, Sep 18, 2019 at 11:01 PM Laura Haynes, Ph.D. <laurahaynesphd3333@gmail.com> wrote:
> How's it going with getting one consent form?
>
> > On Sep 18, 2019, at 9:02 AM, Andre Van Mol <95andrev@gmail.com> wrote:
> >
> > I am told two or three really good malpractice cases, particularly from minors with regret, and for Jane and Michael to get so much as one consent form from CH LA or UCSF, and it is game on. It won't be long.
> >
> > Andre
> >
> > Sent from my iPhone
> >
> > On Sep 18, 2019, at 7:39 AM, Rene Jax <renejaxiwritebooks@gmail.com> wrote:
> >
> > > Dear Team
> > >
> > > After reading about the Oregon Hospital and their gender program, I can not describe the horror that I personally feel. My mental illness and gender dysphoria came out of a broken home with a drunk for a father, and a mother who was mentally ill who sexually abused me. The mental torment that I felt growing up was horrific. GD has played a key part in all of my relationships and life decisions.

To this very day I suffer from the consequences that GD has had on my life. But the doctors I dealt with were all, uniformly reluctant to allow any individual to pass through the ultimate gate towards SRS. They all understood it was a last resort for the desperate.

And to think that any medical institution would further and promote the debacle that GD has on young people is nothing less than vile and despicable in the extreme .

I understand that multiple factors has caused ROGD epidemic. But for anyone in the medical community to do what Oregon medical community has done is criminal.

How can we stop this? We *must* stop this. How?

Sincerely

Rene Jax

Read my latest blog @ http://renejax.bravesites.com/

On Mon, Sep 16, 2019 at 3:35 PM Andre Van Mol <95andrev@gmail.com> wrote:

> ICYMI:
>
> "How Oregon Built A Transgender Medical Industrial Complex On Junk Science"
> https://thefederalist.com/2019/09/16/how-oregon-built-a-transgender-medical-industrial-complex-on-junk-science/#.XYAL-lLuwYY.link
>
> Andre

From: Andre Van Mol
Sent: 9/24/2019 6:46:15 AM
To: "William Malone" <malone.will@gmail.com>
Cc: "Laura Haynes, Ph.D." <laurahaynesphd3333@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Gary McCaleb" <gmccaleb@adflegal.org>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella MD" <drmcretella@gmail.com>, "Miriam Grossman" <miriamgrossmanmd@hotmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Rene Jax" <renejaxiwritebooks@gmail.com>, "Roger G. Brooks" <rbrooks@adflegal.org>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Walt Heyer" <waltsbook@yahoo.com>
Subject: Re: Quillette article: No One is Born in the Wrong Body

---

Posted everywhere!

Andre

Sent from my iPhone

On Sep 24, 2019, at 4:27 AM, William Malone <malone.will@gmail.com> wrote:

> An essay I wrote with 2 collaborators called â€œNo One is Born in the Wrong Bodyâ€ was published on Quillette todayâ€” please distribute to any who may benefit from reading it.
>
> https://quillette.com/2019/09/24/no-one-is-born-in-the-wrong-body/
>
> On Wed, Sep 18, 2019 at 11:01 PM Laura Haynes, Ph.D. <laurahaynesphd3333@gmail.com> wrote:
> > Howâ€™s it going with getting one consent form?
> >
> > On Sep 18, 2019, at 9:02 AM, Andre Van Mol <95andrev@gmail.com> wrote:
> >
> > I am told two or three really good malpractice cases, particularly from minors with regret, and for Jane and Michael to get so much as one consent form from CH LA or UCSF, and it is game on. It wonâ€™t be long.
> >
> > Andre
> >
> > Sent from my iPhone
> >
> > On Sep 18, 2019, at 7:39 AM, Rene Jax <renejaxiwritebooks@gmail.com> wrote:

Dear Team

After reading about the Oregon Hospital and their gender program, I can not describe the horror that I personally feel. My mental illness and gender dysphoria came out of a broken home with a drunk for a father, and a mother who was mentally ill who sexually abused me. The mental torment that I felt growing up was horrific. GD has played a key part in all of my relationships and life decisions.

To this very day I suffer from the consequences that GD has had on my life. But the doctors I dealt with were all, uniformly reluctant to allow any individual to pass through the ultimate gate towards SRS. They all understood it was a last resort for the desperate.

And to think that any medical institution would further and promote the debacle that GD has on young people is nothing less than vile and despicable in the extreme .

I understand that multiple factors has caused ROGD epidemic. But for anyone in the medical community to do what Oregon medical community has done is criminal.

How can we stop this? We *must* stop this. How?

Sincerely

Rene Jax
Read my latest blog @ http://renejax.bravesites.com/

On Mon, Sep 16, 2019 at 3:35 PM Andre Van Mol <95andrev@gmail.com> wrote:

> ICYMI:
>
> "How Oregon Built A Transgender Medic
> https://thefederalist.com/2019/09/16/how-oregon-built-a-transgender-medical-industrial-complex-on-junk-science/#.XYAL-ILuwYY.link
>
> Andre

From: Laura Haynes, Ph.D.
Sent: 10/3/2019 2:49:47 PM
To: "William Malone" <malone.will@gmail.com>
Cc: "Andre Van Mol MD" <95andrev@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Gary McCaleb" <gmccaleb@adflegal.org>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella MD" <drmcretella@gmail.com>, "Miriam Grossman" <miriamgrossmanmd@hotmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Rene Jax" <renejaxiwritebooks@gmail.com>, "Roger G. Brooks" <rbrooks@adflegal.org>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Walt Heyer" <waltsbook@yahoo.com>
Subject: Re: Quillette article: No One is Born in the Wrong Body

---

William,
Congratulations!
Are you in the United Kingdom?
Laura

Laura Haynes, Ph.D., California Licensed Psychologist
USA Representative, International Federation for Therapeutic and Counselling Choice (IFTCC.org)
Chair of Research and Legislative Policy, National Task Force for Therapy Equality (TherapyEquality.org)
Consultant, American College of Pediatricians (ACPeds.org)
Member Research Committee, Alliance for Therapeutic Choice and Scientific Integrity (TherapeuticChoice.com)
Member, Coalition for Counseling Choice
Former President, Christian Association for Psychological Studiesâ€"Western Region
Lifetime Member, American Psychological Association
Member, California Association of Marriage and Family Therapists
P.O. Box 653, Tustin, CA 92781
714-665-3333

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>>
>> Andre

From: Michelle Cretella
Sent: 9/24/2019 4:52:07 AM
To: "William Malone" <malone.will@gmail.com>
Cc: "Laura Haynes, Ph.D." <laurahaynesphd3333@gmail.com>, "Andre Van Mol MD" <95andrev@gmail.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>, "Dr. Mike Laidlaw" <mike@drlaidlaw.com>, "Gary McCaleb" <gmccaleb@adflegal.org>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Jeff Shafer" <jshafer@adflegal.org>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Miriam Grossman" <miriamgrossmanmd@hotmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Paul Hruz, MD, PhD" <hruz_p007@att.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Rene Jax" <renejaxiwritebooks@gmail.com>, "Roger G. Brooks" <rbrooks@adflegal.org>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Walt Heyer" <waltsbook@yahoo.com>
Subject: Re: Quillette article: No One is Born in the Wrong Body

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Congrats, William!
Thx!

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>
> Andre

From: Andre Van Mol
Sent: 9/23/2019 5:01:57 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Cretella Michelle" <drmcretella@gmail.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "William Malone" <malone.will@gmail.com>
Subject: Re: Quote From A Gender Specialty Surgeon

Awesome. We can forward that to Jane and also the ADF attorneys. Building our case against the Mengeles.

Andre

Sent from my iPhone

On Sep 23, 2019, at 5:56 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Some Monday morning humor for all of you from a surgeon:
>
> "Being transgender is not a choice, and it is not a mental disorder," Gast said. "This is medically necessary surgery, as every expert-led medical association in the United States says it is."
>
> https://madison.com/wsj/news/local/health-med-fit/transgender-surgery-now-more-accessible-in-wisconsin-lets-patients-become/article_dd145594-21c3-5697-9fab-7b22d894eabd.html
>
> Blessings,
>
> James

From: Michelle Cretella
Sent: 11/5/2019 2:33:38 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Request For A Standards Of Care Document By ACPeds

---

James,
Good to hear from you! No need to convince me of the need. Unfortunately, the American College of Pediatricians does not have the bandwidth to do this. However, there is another recently formed group focused solely on this issue that may attempt to draft alternative SOCs. Mike Laidlaw and Will Malone are active within it, I am less so.

Let me find out if the group is "out" yet.
Best,
Michelle

On Tue, Nov 5, 2019 at 5:26 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Hello Dr. Cretella,
>
> I wanted to reach out and see if the medical association you are involved with would consider authoring a "standards of care" for people suffering from gender issues?
>
> As you well know, WPATH has one, which is going to cause problems for litigants who have been harmed by gender ideology.
>
> The following court document is provided for your review to show the need for such a document.
>
> My best,
>
> James Shupe
>
> ---- Forwarded Message ----
> **From:** "westlaw@westlaw.com" <westlaw@westlaw.com>
> **To:** "bob@sullivanshoemaker.com" <bob@sullivanshoemaker.com>; "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
> **Sent:** Thursday, August 8, 2019, 12:42:40 PM EDT
> **Subject:** Andrea CAGLE, Plaintiff-Appellant, v. UNITED STATES OF AMERICA, Defendant-Appellee.
>
> Bob Sullivan sent you content from Westlaw.
> Please see the attached file.
>
> Item: Andrea CAGLE, Plaintiff-Appellant, v. UNITED STATES OF AMERICA, Defendant-Appellee.
> Citation: 2018 WL 816387
> Sent On: Thursday, August 8, 2019
> Sent By: Bob Sullivan
> Client ID: SHUPE
>
> Note: James: The key language is "breach of the applicable standard of care". This is a brief filed by the VA in a recent Med Mal case in Florida. It is not a perfect resource, but it does show you some of the arguments you are likely to face from the VA when you file.

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From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/15/2020 4:10:03 AM
To: "Natasha Chart" <natasha.chart@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <greg.scott@heritage.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
Bcc:
Subject: Re: SD Bill status

The trans shills at the AP only managed to use the word "gender" 11 times in that piece.

"children who do not identify with their biological gender."

For the uninitiated, AP even has a stylebook about how to speak the language of trans.

https://www.washingtontimes.com/news/2017/oct/10/ap-stylebook-transgender-coverage-dont-say-trans-p/

Great stuff, Rep. Deutsch!

You're wearing the Armor of God in this fight.

Blessings,

James

On Wednesday, January 15, 2020, 06:19:04 AM EST, Fred Deutsch wrote:

The AP story:

https://apnews.com/5a8ad31253b94bdeb962d367ec7197cd

From: Michelle Cretella
Sent: 1/14/2020 3:26:46 PM
To: "David Pickup" <davidpickuplmft@gmail.com>
Cc: "Michael Laidlaw" <mike@drlaidlaw.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>
Subject: Re: SD Bill status

---

42 co-sponsors is AWESOME.
I have prayer warriors praying since the weekend for Friday and beyond!

On Tue, Jan 14, 2020 at 4:55 PM David Pickup <davidpickuplmft@gmail.com> wrote:

> God speed!
>
> **David Pickup, LMFT-S**
> (888) 288-2071
> 15851 Dallas Parkway, Suite 600
> Addison, TX 75001
> www.davidpickuplmft.com
>
> IMPORTANT NOTICE: This e-mail is meant only for the use of the intended recipient. It may contain confidential information which is legally privileged or otherwise protected by law. If you received this e-mail in error or from someone who was not authorized to send it to you, you are strictly prohibited from reviewing, using, disseminating, distributing or copying the e-mail. PLEASE NOTIFY ME IMMEDIATELY OF THE ERROR BY RETURN E-MAIL AND DELETE THIS MESSAGE FROM YOUR SYSTEM.
>
> On Jan 14, 2020, at 3:50 PM, Michael Laidlaw <mike@drlaidlaw.com> wrote:
>
> Great news Fred! The mass of people are against puberty blockers for minors. And the rest of the insanity. I have absolutely no doubt. But we must be ready with our arguments of course.
>
> -Mike
>
> On 2020-01-14 13:42, Fred Deutsch wrote:
>
> > I will turn in the SD bill in about an hour and a half. It will then become a public document. Of the 105 members in the legislature, we ended up with 42 co-sponsoring the bill. We head into committee hearing on Friday with a good head of steam.
> >
> > Fred

From: Fred Deutsch
Sent: 1/14/2020 4:17:50 PM
To: "Michelle Cretella" <drmcretella@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>
Cc: "Michael Laidlaw" <mike@drlaidlaw.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>
Subject: RE: SD Bill status

Some of the coverage of the bill. â€“ Fred

http://dakotawarcollege.com/release-new-south-dakota-bill-protects-children-from-harmful-drugs-surgeries-and-treatments/#comments

https://www.nationalreview.com/news/south-dakota-state-rep-proposes-bill-to-criminalize-gender-transition-surgeries-on-children/

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Sent: 1/14/2020 4:23:50 PM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "Chris Motz" <cmotz@sdcatholicconference.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
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Disappointing National Review coverage. They should have handed that assignment to Madeleine Kearns, who's made this her beat.

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> Some of the coverage of the bill. - Fred
>
> http://dakotawarcollege.com/release-new-south-dakota-bill-protects-children-from-harmful-drugs-surgeries-and-treatments/#comments
>
> https://www.nationalreview.com/news/south-dakota-state-rep-proposes-bill-to-criminalize-gender-transition-surgeries-on-children/

From: Margaret Clarke
Sent: 1/14/2020 5:14:05 PM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Subject: Re: SD Bill status

Well done Fred. Great report.

Margaret Clarke
Sent from my iPhone

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To: "Natasha Chart" <natasha.chart@gmail.com>
Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <Greg.Scott@heritage.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
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https://apnews.com/5a8ad31253b94bdeb962d367ec7197cd

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Sent: 1/15/2020 5:38:03 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <greg.scott@heritage.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
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Way to go!

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https://apnews.com/5a8ad31253b94bdeb962d367ec7197cd

From: Scott, Greg
Sent: 1/15/2020 7:12:30 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
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Director, Media
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202-608-6051
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To: "Scott, Greg" <Greg.Scott@heritage.org>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michelle Cretella" <drmcretella@gmail.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
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To: "Scott, Greg" <Greg.Scott@heritage.org>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>
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To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "Scott, Greg" <Greg.Scott@heritage.org>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Natasha Chart" <natasha.chart@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Quentin Van Meter" <kidendo@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>
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FANTASTIC WEBPAGE

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Natasha: This is great work and a great response to opponents. This is something I have thought about for a long time, especially being in Virginia and living in the community where Carrie Buck and many others were sterilized following Justice Holmes' approval of such procedures because three generations of imbeciles are more than enough. Civil rights advocates have been fighting for years to get reparations for these victims and denouncing the inhumanity of forced sterilization, and now it is being pushed on children. The hypocrisy of decrying the sterilization of "undesirables" but pushing sterilization of children should be emphasized.

Thanks for your efforts on this.

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From: Fred Deutsch
Sent: 1/15/2020 7:04:15 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: RE: SD Bill status

He told me this is his first "gender article" so had to look usage in the style book!

-----Original Message-----
From: James Shupe (Formerly Jamie Shupe)
Sent: Wednesday, January 15, 2020 6:10 AM
To: Natasha Chart ; Fred Deutsch
Cc: David Pickup ; Eunie Smith ; Gary McCaleb ; Glenn Ridder ; Horvath Hacsi ; Hudson, MD Bernard ; Jane Robbins ; Katherine Cave ; Lappert Patrick ; MD Paul Hruz PhD ; Margaret Clarke ; Mary McAlister ; Matt Sharp ; McHugh Paul ; Michael Laidlaw ; Michelle Cretella ; Monique Robles MD ; Quentin Van Meter ; Richard Mast ; Roger Brooks ; Scott, Greg ; Timothy Millea MD ; Vernadette Broyles ; Walt Heyer ; William Malone
Subject: Re: SD Bill status

The trans shills at the AP only managed to use the word "gender" 11 times in that piece.

"children who do not identify with their biological gender."

For the uninitiated, AP even has a stylebook about how to speak the language of trans.

https://www.washingtontimes.com/news/2017/oct/10/ap-stylebook-transgender-coverage-dont-say-trans-p/

Great stuff, Rep. Deutsch!

You're wearing the Armor of God in this fight.

Blessings,

James

On Wednesday, January 15, 2020, 06:19:04 AM EST, Fred Deutsch wrote:

The AP story:

https://apnews.com/5a8ad31253b94bdeb962d367ec7197cd

From: Michael Laidlaw
Sent: 1/14/2020 1:50:08 PM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, drmcretella@gmail.com
Subject: Re: SD Bill status

Great news Fred! The mass of people are against puberty blockers for minors. And the rest of the insanity. I have absolutely no doubt. But we must be ready with our arguments of course.

-Mike

On 2020-01-14 13:42, Fred Deutsch wrote:

> I will turn in the SD bill in about an hour and a half. It will then become a public document. Of the 105 members in the legislature, we ended up with 42 co-sponsoring the bill. We head into committee hearing on Friday with a good head of steam.
>
> Fred

From: Michelle Cretella
Sent: 1/10/2020 10:12:16 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Margaret Clarke" <margaretclarke317@icloud.com>
Subject: Re: Sex Not Gender

What a bunch of "baloney sandwiches" as my kids say ...

The Devil never sleeps. I pray for the 2nd coming more and more ...

On Fri, Jan 10, 2020 at 12:59 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Margaret and Michelle,
>
> Sharing with the two of you for insight this court order from the big Wisconson transgender case that forces Medicaid to pay for surgeries.
>
> "Everyone has a gender identity, and for most people, their gender identity is consistent with the sex designated on their birth certificate (variously referred to in medical literature as one's "assigned," "designated" or "natal" sex)."
>
> https://www.relmanlaw.com/media/cases/501_Flack%20-%20Summary%20Judgment%20Decision%20_8-16-19_.pdf
>
> The LGBT lawyers wrote this into the case and the judge parroted it in his order. That's how serious this is.
>
> James
>
> On Friday, January 10, 2020, 11:52:17 AM EST, Michelle Cretella <drmcretella@gmail.com> wrote:
>
> Margaret,
> I hope that your AL Eagle Forum can educate legislators and I will mention the importance of language at the St. Louis Meeting. This is unfortunate re: AL "GIRL ACT" (see below by James Shupe - the former first legally recognized "non-binary" American who came to embrace reality and Christ, and just won the legal right to change his legal sex designation back to male). I am not sure we can correct the GIRL ACT (I've not been able to give that thought yet).
>
> In a nutshell: Sex is real, physical ... gender is SUBJECTIVE heavily rooted in sex stereotypes - we can have feminine appearing men; masculine appearing women but sex trumps gender in sports (and reality generally). Gender is a poisonous word.
> Best,
> Michelle
>
> ------- Forwarded message -------
> From: **James Shupe (Formerly Jamie Shupe)** <jamie.shupe@yahoo.com>
> Date: Fri, Jan 10, 2020 at 11:29 AM
> Subject: Sex Not Gender
>
> All,

Speaking of legislative issues. Please do your best to educate lawmakers and others in the harm of using the word gender instead of sex.

This is Exhibit A from yesterday's news: “Gender is Real Legislative (GIRL) Act”

https://www.al.com/news/2020/01/alabama-lawmaker-aims-to-keep-transgender-athletes-off-school-teams.html

I shared this with Roger Brooks earlier.

The legal definition of gender only listed “masculine, feminine or neuter” to establish that state law applied equally to men and women, even when masculine pronouns were used, the Tuesday opinion said.

The appellate panel instead based its reasoning on the dictionary meaning of the word “gender” in 1988, which limited the meaning to “sex,” or the “biological roles of male and female.”

To assume that the 1988 use of “gender” in the ethnic intimidation law encompassed transgender individuals “strains credulity” and so the law cannot be applied to Steuball’s case, Gadola wrote.

https://www.detroitnews.com/story/news/local/michigan/2020/01/08/michigan-appeals-panel-ethnic-intimidation-law-does-not-protect-transgender/2844368001/

Similarly, as training materials are produced, it would be great to create some stuff about the dirty and inconsistent history of gender identity to educate lawmakers and give them talking points, something I've come to believe many policymaker are not familiar with.

I've started plugging all the inconsistent definitions of gender identity into this site of mine.

We've gone from the John Money days of transsexuals having a gender identity to it now being claimed that well have a gender identity. Then around 2011, the other 80 or so flavors of gender started getting unleashed and backed by the APA, etc.

https://sites.google.com/view/genderidentitydefinitions/gender-identity-definitions?authuser=0

The language matters. Every time we use the words gender or gender identity we are advancing the ideology as real and legit Apologies if I come off as preaching on this one, but I'm proof of the harm.

Blessings,

James

From: Margaret Clarke
Sent: 1/10/2020 12:20:50 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Michelle Cretella" <drmcretella@gmail.com>
Subject: Re: Sex Not Gender

Thank you James for this heads up!

Margaret Clarke
Sent from my iPhone

On Jan 10, 2020, at 11:59 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> Margaret and Michelle,
>
> Sharing with the two of you for insight this court order from the big Wisconson transgender case that forces Medicaid to pay for surgeries.
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> "Everyone has a gender identity, and for most people, their gender identity is consistent with the sex designated on their birth certificate (variously referred to in medical literature as one's "assigned," "designated" or "natal" sex)."
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>
> James

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In a nutshell: Sex is real, physical ... gender is SUBJECTIVE heavily rooted in sex stereotypes - we can have feminine appearing men; masculine appearing women but sex trumps gender in sports (and reality generally). Gender is a poisonous word.
Best,
Michelle

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From: **James Shupe (Formerly Jamie Shupe)** <jamie.shupe@yahoo.com>
Date: Fri, Jan 10, 2020 at 11:29 AM
Subject: Sex Not Gender

All,

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The language matters. Every time we use the words gender or gender identity we are advancing the ideology as real and legit Apologies if I come off as preaching on this one, but I'm proof of the harm.

Blessings,

James

Attachment:

From: Vernadette Broyles
Sent: 1/14/2020 10:44:52 AM
To: "James Shupe" <jamie.shupe@yahoo.com>
Cc: "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Subject: Re: Sex Not Gender
Attachments: PastedGraphic-14.png

Iâ€™ve passed this on to our Rep in GA, and we will stress with supporters. Thanks!

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

5805 State Bridge Rd., Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

On Jan 10, 2020, at 11:22 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

All,

Speaking of legislative issues. Please do your best to educate lawmakers and others in the harm of using the word gender instead of sex.

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https://www.al.com/news/2020/01/alabama-lawmaker-aims-to-keep-transgender-athletes-off-school-teams.html

I shared this with Roger Brooks earlier.

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To assume that the 1988 use of â€œgenderâ€ in the ethnic intimidation law encompassed transgender individuals â€œstrains credulityâ€ and so the law cannot be applied to Steuballâ€™s case, Gadola wrote.

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The language matters. Every time we use the words gender or gender identity we are advancing the ideology as real and legit Apologies if I come off as preaching on this one, but I'm proof of the harm.

Blessings,

James

From: Michael Laidlaw
Sent: 1/10/2020 8:41:58 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Sex Not Gender

I'm with you James. That's why I called it the "Gender Identity Phantom" in one of my articles. An unprovable unreality.

Thanks for everything you're doing. My wife saw an article about your recent court decision. She said "have you heard of this guy?" Ah, yes I said, we're on many email chains. Glad to be so. Thanks again.

-Mike

On 2020-01-10 08:22, James Shupe (Formerly Jamie Shupe) wrote:

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>
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>
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proof of the harm.

Blessings,

James

From: Jamie Shupe
Sent: 10/13/2017 7:31:35 AM
To: "webmaster@archive.is" <webmaster@archive.is>
Cc:
Bcc:
Subject: Re: Site Errors

Right now my IP is "Verizon Wireless (70.211.17.142)", but it's an impossible situation for me because I use cellular data as my only Internet source. And my IP changes every time I unplug and plug my phone in.

I live in an RV, and move frequently, so I use cellular by necessity. But I would think it would be okay to whitelist Verizon wireless ranges, wouldn't it? Isn't it unlikely that cellular is going to be used to attack because it's metered?

It's expensive, I spend $220 a month with Verizon for their crap. Ugh.

Thanks.

Jamie

From: webmaster <webmaster@archive.is>
To: Jamie Shupe <jamie.shupe@yahoo.com>
Sent: Friday, October 13, 2017 3:19 AM
Subject: Re: Site Errors

Hi

This might be because of anti-bot detection (since Cloudflare
cancelled archive.is few days ago I had to make my own and it is far
from perfect). Tell me your IP or IP range to whitelist

On 10/13/17, Jamie Shupe <jamie.shupe@yahoo.com> wrote:
> Greetings,
> There's site errors going on for the past several hours. When a link is
> requested to be archived it arrives to a blank page. Refreshing the page
> still ends up blank. But after several minutes when the link is attempted
> again, it says it's already been archived. This occurred on several
> different attempts to archive different news articles.
> Thanks!
> Jamie
>

From: webmaster
Sent: 10/13/2017 6:50:06 AM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Site Errors

I agree, it should be safe to whitelist whole Verizon.
Let me know in case of new problems.

On 10/13/17, Jamie Shupe wrote:
> Right now my IP is "Verizon Wireless (70.211.17.142)", but it's an
> impossible situation for me because I use cellular data as my only Internet
> source. And my IP changes every time I unplug and plug my phone in.
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> would think it would be okay to whitelist Verizon wireless ranges, wouldn't
> it? Isn't it unlikely that cellular is going to be used to attack because
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> Thanks.
> Jamie
>
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>
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>> different attempts to archive different news articles.
>> Thanks!
>> Jamie
>>
>
>

>

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 8/13/2019 7:49:47 PM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc:
Bcc:
Subject: Re: South Dakota legislation (Returning Notes With My Thoughts On Suggested Changes)

Thanks, Fred, I'll take a look and get back with you soon.

On the size thing, I was only referring to their synopsis versus your summary. Not the lengthy interior part that's 34 pages.

So I wasn't clear about the white paper not being part of the bill.

Blessings,

James

On Tuesday, August 13, 2019, 05:47:42 PM EDT, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

James, thank you for taking the time, not just to review the materials, but to think deeply and critically about them.

All of you comments need feedback and dialog.

Let me start by saying I reviewed the Illinois bill and spoke with its sponsor Rep. Tom Morrison. The Illinois bill is 34 pages long. Ours is 2 pages! I think we are getting it down to a very concise bill.

The white paper is not the bill, but is only information I am providing legislators during my educational coffee tours to meet with them this summer and fall.

The most recent version of the bill is attached. Some of the most significant changes on page 1:

Line 8 – we define child as age 15 and under. Purely political calculation. If we use age 18, the bill will likely die a quick death.

Line 18 – defined sex. The next version will change “sex organs” to “natal sex organs.” We eliminated sexual identity.

Line 23 – we substantially narrowed the bill, changing it from “any person” to any mental healthcare provider or any doctor (actually, a list of licensed providers).

Line 26 – changed the focus of the bill to “attempting to change or affirm the child’s perception of their sex . . .”

On page 2, I understand your comments about using the word “supraphysiologic,” but I think it is okay since it refers to doses that induce infertility.

Please provide me your feedback about the above in relation to the attached bill. Thanks for your help! - Fred

---

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Monday, August 12, 2019 2:25 PM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Subject: Re: South Dakota legislation (Returning Notes With My Thoughts On Suggested Changes)

Rep. Deutsch,

I've reviewed the documents and I see lots of problems in the language. I've included my notes about this in a text file because of hyperlinks. I didn't want a filter to snag this email.

My comments in a nutshell: I think a significant amount of the language should be stripped from this act. I provided an example of a similar Illinois bill with reduced language as an example.

As you know, I'm not a lawyer, but I've spent a lot of time reading about and studying this stuff, so my observations are based on that. And as a former Army leader, I'm trained to always look for the loopholes troops will use against the folks who make the rules. The same thing applies here.

If you need more clarification on something I wrote, don't hesitate to reach out or call me if necessary and I'll elaborate further.

Respectfully submitted,

James Shupe

On Thursday, August 8, 2019, 02:02:54 AM EDT, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Attached is a draft of the bill and white paper. I am grateful for your help. – Fred

PS Suggestions for modifications to the white paper are always welcome.

Attachment:

From: Fred Deutsch
Sent: 8/13/2019 1:47:36 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: RE: South Dakota legislation (Returning Notes With My Thoughts On Suggested Changes)
Attachments: Vulnerable Child Protection Act- August 11.pdf

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From: Fred Deutsch
Sent: 8/8/2019 5:15:04 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: RE: South Dakota legislation (Shupe Documents)

Thanks for the info. I'll review everything. I've communicated briefly with Walt. He's in the middle of a move so I need to get back in touch with him after he settles into his new place. Again, appreciate the help. - Fred

---

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Thursday, August 8, 2019 7:51 AM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Subject: Re: South Dakota legislation (Shupe Documents)

Rep. Deutsch,

I'll review these and get back with you. Attached is a letter I authored this week for an Alabama school district and the link to my Canadian affidavit for a lawsuit to help end the SOGI training in their schools.

Feedback from Family Policy says the letter was well-received. You might find the tactics I used in it useful.

https://www.jccf.ca/wp-content/uploads/2019/07/Filed-Affidavit-of-Former-Transgender-and-Non-Binary-Person-1.pdf

If he's not on your radar, Walt Heyer also gets involved in this stuff. I can provide more information about him if needed.

Just a heads up, my name change is still pending with the court here in Ocala, so I have to sign everything with Jamie until then. No clue why it's taking so long.

Thanks for your work on this issue!

God bless,

James Shupe

On Thursday, August 8, 2019, 02:02:54 AM EDT, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Attached is a draft of the bill and white paper. I am grateful for your help. – Fred

PS Suggestions for modifications to the white paper are always welcome.

From: Rene Jax
Sent: 2/16/2019 10:03:22 AM
To: "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Walt Heyer" <waltsbook@yahoo.com>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Jamie Shupe" <Jamie.shupe@yahoo.com>
Subject: Re: Special request

Dr Cretella.

Yescertainly. Also you can tell them I am working with the Archbishop of Vietnam on putting together presentation there to their youth goups.

Jackie

On Saturday, February 16, 2019, Michelle Cretella <drmcretella@gmail.com> wrote:

> Friends,
>
> On April 4th, I will give a 45 min power point presentation to the Committee of 10 Bishops from the United States Council of Catholic Bishops that is responsible for drafting transgender guidelines for America's Catholic Hospitals, physicians and health systems.
>
> I am entitling it "A Cry for Help NOT Hormones" and will cover the science as it pertains to kids & adults; underlying (anti-Christian) worldview and societal ramifications.
>
> Would the four of you allow me to use a head shot of each of you on my title slide? I want the Bishops to know I am talking about REAL people.
>
> Michelle

--
Sincerely

Rene Jax

Read my latest blog @ http://renejax.bravesites.com/

From: Hacsi Horvath
Sent: 2/15/2019 8:22:47 PM
To: "Michelle Cretella" <drmcretella@gmail.com>, "Rene Jax" <renejaxiwritebooks@gmail.com>, "Walt Heyer" <waltsbook@yahoo.com>, "Hacsi Horvath" <birdcatcher9@yahoo.com>, "Jamie Shupe" <Jamie.shupe@yahoo.com>
Cc:
Subject: Re: Special request

Good evening! Yes indeed.

All the best,

H.

Sent from Yahoo Mail for iPhone

On Friday, February 15, 2019, 19:21, Michelle Cretella <drmcretella@gmail.com> wrote:

> Friends,
>
> On April 4th, I will give a 45 min power point presentation to the Committee of 10 Bishops from the United States Council of Catholic Bishops that is responsible for drafting transgender guidelines for America's Catholic Hospitals, physicians and health systems.
>
> I am entitling it "A Cry for Help NOT Hormones" and will cover the science as it pertains to kids & adults; underlying (anti-Christian) worldview and societal ramifications.
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> Would the four of you allow me to use a head shot of each of you on my title slide? I want the Bishops to know I am talking about REAL people.
>
> Michelle

From: Margaret Clarke
Sent: 2/11/2020 8:15:11 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Thank You for Your Article

James,

Thanks so much for sharing your thoughts. At this point we don’t have any transitions that are willing to testify at all in Alabama. Thanks for the seasoned wisdom.

Margaret

On Feb 11, 2020, at 11:05 AM, James Shupe (Formerly Jamie Shupe) wrote:

Margaret,

A thought to share while it's on my mind. I don't remember if you got to witness the blow-out I had with the transsexual that Fred had testifying on behalf of his bill, but I think getting into bed with folks who are still actively "identifying" as the opposite sex and or haven't made any formal efforts to reclaim their birth sex, etc., is a really bad idea, and I highly discourage it. Not to mention, you run the risk of them turning over all the communications to entities such as the ACLU as they're happening or later.

In this case, I'm referring to Scott Newgent, the female that still identifies as a male.

It's essentially putting someone on the witness stand and having them say "this is bad unless you're doing it like I am as an adult." This is a really bad strategy when the opposition is making the case that they're creating a better version of that person who's gonna suffer less and be spared the surgeries, have time to change their mind, etc.

See where I'm going with this?

So I not only think this is a bad idea, I flat out don't trust these folks.

James

On Tuesday, February 11, 2020, 01:22:32 AM EST, Margaret Clarke wrote:

Thank you James. We are going to need your support as well.

Margaret Clarke
Sent from my iPhone

On Feb 10, 2020, at 8:06 AM, James Shupe (Formerly Jamie Shupe) wrote:

> Thank you as well, Margaret, for your kind words and support.
>
> I prayed for Fred and the rest of you yesterday that have been willing to take on this big fight.
>
> Fred's facing another hearing today, and I'm proud to stand shoulder to shoulder with all of you on this important issue. You're not wrong about this, it really is what needs to happen to protect these children and their parents.
>
> Blessings,
>
> James
>
>
>
>
> On Monday, February 10, 2020, 09:00:15 AM EST, Margaret Clarke wrote:
>
>
> Good morning James,
>
> Thank you for your precious message of redemption. I am leading a coalition her in Alabama to adopt a bill similar to Rep. Fred Deutsch’s. He and Michelle have been coaching us. You will be on our prayer list. It is so encouraging to see the genuine work of the Lord in your heart and your courage to admit failure. More importantly that Jesus Christ is the sole help of you heart and sole. Heart change is the greatest miracle of all!! Your testimony gives God great glory!!!
>
> Thank you so much,
> Margaret
>
>
> Margaret Clarke, General Counsel
>
>
> Eagle Forum of Alabama
> Leading the pro-family movement since 1972
> 205.879.7096 office
> 205.587.5166 cell
> margaretclarke317@icloud.com
> www.eagleforum.org
>
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>
>

From: Margaret Clarke
Sent: 2/12/2020 1:20:58 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Thank You for Your Article

Hey, can you send me a link to your article. I may want to use it!

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Margaret Clarke, General Counsel

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From: Margaret Clarke
Sent: 2/12/2020 1:32:14 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Thank You for Your Article

I thought I just saw an article that you wrote in Heritage email? No?

On Feb 12, 2020, at 3:31 PM, James Shupe (Formerly Jamie Shupe) wrote:

Margaret,

I'm not quite sure what you mean by "my article?"

Much appreciated if you could narrow that down some.

Thanks!

James

On Wednesday, February 12, 2020, 04:21:07 PM EST, Margaret Clarke wrote:

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From: Margaret Clarke
Sent: 2/12/2020 1:33:37 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Thank You for Your Article

Yes! Thank you!

On Feb 12, 2020, at 3:33 PM, James Shupe (Formerly Jamie Shupe) wrote:

Are you referring to my OP-ED this week?

https://www.dailysignal.com/2020/02/10/my-new-life-after-transgender-despair/

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Sent: 2/10/2020 10:22:22 PM
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Cc:
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Margaret Clarke
Sent from my iPhone

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> James
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> Good morning James,
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>
> Margaret Clarke, General Counsel
> <image004.jpg>
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Attachment:

From: VBroyles
Sent: 8/20/2019 6:39:46 PM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "James Shupe" <jamie.shupe@yahoo.com>, "Pamosa27" <pamosa27@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>
Subject: Re: The Age 16 Discussion
Attachments: PastedGraphic-5.png

That is great news. It will send a signal to other Republican legislators.

Vernadette

Vernadette Broyles, Esq.
President and General Counsel
Child & Parental Rights Campaign, Inc.
5805 State Bridge Rd, Suite G310
Johns Creek GA 30097
Phone: 770-448-4525
vbroyles@childparentrights.org

On Aug 20, 2019, at 9:30 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

FYI, I met today with the President Pro Tempore (highest ranking member of the Senate). He agreed to be the Prime Sponsor of the bill in the Senate. Good news. - Fred

---

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Tuesday, August 20, 2019 8:24 PM
To: VBroyles <vbroyles@childparentrights.org>; Pamosa27 <pamosa27@comcast.net>; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Andre Van Mol <95andrev@gmail.com>; Jon Uhler <jkuvpc@yahoo.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; Michelle Cretella <drmcretella@gmail.com>
Subject: The Age 16 Discussion

All,

It occurred to me this evening to point out something really critical in this discussion about age. Fred's bill, if passed, will force these children to go through their natural puberty. That's critically important because puberty according to study's will cure 85%-90% of these children of their gender dysphoria.

Dr. Malone pointed this out in a recent video interview. I'm attaching the link with the video time marked to start where Dr. Malone discusses this. So please think about that important fact before getting discouraged.

https://youtu.be/z4RYl75zdMY?t=386

Respectfully submitted,

James

On Tuesday, August 20, 2019, 05:12:17 PM EDT, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Friends, establishing the age is a political calculation. If I believe it's feasible to increase the age after talking with legislators over the next few months, I will. You'll just have to trust me on this.

In response to Jamesâ€™ question, individuals aged 15 or younger in South Dakota are not legally able to consent to sexual activity, and such activity may result in prosecution for statutory rape. South Dakota statutory rape law is violated when a person has consensual sexual intercourse with an individual under age 16. A child petitioning for emancipation must be at least sixteen years old in SD. That's the landscape. -- Fred

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Tuesday, August 20, 2019 2:47 PM
To: VBroyles <vbroyles@childparentrights.org>; Pamosa27 <pamosa27@comcast.net>
Cc: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Andre Van Mol <95andrev@gmail.com>; Jon Uhler <jkuvpc@yahoo.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; michael.biggs@sociology.ox.ac.uk
Subject: Re: update

Like many of you, I initially wrestled with this same question about age, but then I started looking at some of South Dakota's laws, such as the age of consent for sex, emancipation, age of consent for medical treatment, etc.

Fred, if possible, can you give the group the legal age for these types of things and others that come to mind?

Politics generally always involves compromise. That said, I'd rather settle for 16 than having this done to 13-14 year-olds, which is happening in places like Oregon and California already. The extra time might well save at least some of them. And WPATH is trying to take that age far lower.

An example:

https://www.sandiegouniontribune.com/lifestyle/people/sdut-transgender-teens-new-life-2016apr07-story.html

James

On Tuesday, August 20, 2019, 03:35:21 PM EDT, Pamosa27 <pamosa27@comcast.net> wrote:

Fred and all, I agree with Vernadette on the definition of a child. If the age is to be defined at 15 and younger, then what about those under the age of majority that are excluded? Vernadette is absolutely correct that this population is just as vulnerable, albeit on a different level. They are still minors and to â€œnegotiateâ€ an age is to compromise...which leaves older teens without a voice to speak for them. And, what about the parents and their rights of these older teens who may not be aware of â€œtherapiesâ€ that the teen is seeking out in private?

I am witnessing firsthand an alarming increase in the rate of teens (in this age range) with suicidal attempts and drug overdoses in the PICU. We will be leaving them to the wolves if the age for this bill is not raised to the age of majority.

Monique

On Aug 19, 2019, at 2:01 PM, VBroyles <vbroyles@childparentrights.org> wrote:

Fred

Iâ€™ve read the much streamlined version and I have significant concerns about adding a definition for â€œchildâ€ at the outset that means 15 or younger.

First, the other side has worked hard to lower the protections society provides to children in multiple arenas by creating the perception that pre-adults who are 16 and 17 are no longer â€œchildrenâ€ (i.e., abortion, sexual consent, contraceptions, consent to gender treatments). Yet, all of us know this is dangerously untrue â€" this is often the timeframe when children need the most protection and guidance from parents and adults because of what is being thrown at them. At minimum, I do not believe we should open with a definition of â€œchildâ€ that directly plays into the oppositions long-game. If indeed you want to keep this age cut off, then you can simply specify â€œa child age fifteen or youngerâ€ on line 25.

Second, it would be very helpful for us to understand why the arbitrary cut off at age 16, rather than the long-standing age of majority of 18 (which is still too young developmentally to make such decisions, but the law leaves us no choice). Is there some other analogous situation in SD law that makes 16 a logical cut off? What specific concerns (other than this bill is going to be hard to pass) or explanations for this cut off age are you hearing?

Itâ€™s important to understand this. Because I fear you are now running into two different risks â€" that by having negotiating against your best judgment from the outset, you give yourself nothing to negotiate away during the legislative process. And, that by so watering down the bill, it may fail to elicit the support and excitement of the stakeholders you need to have standing beside you to pass this bill. I talked briefly with the Ex Dir of the Family Heritage Alliance and he asked whether this bill will be worth coming out for the fight. I said â€œyesâ€ to the earlier version. I feel less confidence he and others will agree if you start by giving away 16 and 17-year olds right from the outset, as opposed to at least holding that in the pocket.

Vernadette

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Johns Creek GA 30097
Phone: 770-448-4525
vbroyles@childparentrights.org

On Aug 17, 2019, at 6:25 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

All, just a note to update you on status of the Vulnerable Child Protection Act.

Iâ€™m comfortable the bill and white paper are at or near final form.

Iâ€™ve begun my road trips across the state to meet with key moderate Republicans. Response has been mixed but mostly positive. Not a single legislator Iâ€™ve spoken with so far has a clue about whatâ€™s happening with transgender advocacy nor affirmative therapy. All of this is new to them.

Despite the generally positive response, I have no doubt this will be an uphill battle when we get to session. The last time I introduced a transgender-related bill in 2016, the state and the governor experienced political and economic pressures including boycott threats from around the country. I doubt this time will be any different.

I meet with the governorâ€™s top policy advisor next week to discuss the bill.

Iâ€™ve targeted about 20% of the legislature to meet one-on-one prior to session.

KC from Kelsey Coalition will be developing her suggested strategy for testimony that Iâ€™ll bounce off our South Dakota team.

As always, please do not share this with media. The longer we can fly under the radar, the better.

Please let me know if you have questions. I am grateful for your support and prayers.

Fred

<Vulnerable Child Protection Act- August 11 draft.pdf>

Attachment:

From: Kelsey Coalition
Sent: 8/21/2019 7:04:07 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "VBroyles" <vbroyles@childparentrights.org>, "Pamosa27" <pamosa27@comcast.net>, "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "Michelle Cretella" <drmcretella@gmail.com>
Subject: Re: The Age 16 Discussion
Attachments: image001.png

I want to respond to two issues raised in previous emails. First, Jamie's comment about puberty desistance data and "gender dysphoria." It is important to note that these studies are not reflecting what has been happening over the past few years.

As those of us on the front lines have observed, many/most of the children and young adults caught up in this new epidemic do not have "gender dysphoria." Some do not even try to appear as the opposite sex in their appearance. It is a very curious phenomenon when the "gender expression" does not even match the "gender identity." It seems much more akin to an identity crisis/disorder. So the desistance data from years ago, that just studied very young kids (mostly boys) cannot be extrapolated to this new emergence. Just today, I received a story from a father of a kindergartner who asserted her identity out of the blue. There is no dysphoria. No opposite sex behaviors. Just an asserted identity.

Similarly, the adolescent and young adult emergence is also not always preceded by GD. Some exhibit signs after the trans identity; some never do. On top of this is the increasing prevalence of non-binary identities that are being medicalized, in which GD is not part of the conversation at all.

The research will not be able to reflect these anecdotal observations for many years, but I believe they are critical to consider when messaging. So please consider there are many different pathways to these identities and that the research that we do have does not reflect what is happening in real time. I tried to distinguish these different demographics and pathways on the KC website (which Michelle Cretella, Lisa Littman, Mike Bailey, and Sasha Ayad have reviewed and approved): https://www.kelseycoalition.org/identity-medicine

Second, 100% agree that older teens need protection from these medical interventions. I also wish we could go further and protect young adults whose brains are still developing and are even more at risk because of the current informed consent model in which hormonal treatments may be initiated in only one visit. But I will defer to Fred's political savvy on this and do hope that the age limit will be raised to at least 18.

And great work, Fred! That is fantastic news about sponsorship! ~KC

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Cc: Andre Van Mol <95andrev@gmail.com>; Jon Uhler <jkuvpc@yahoo.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; Michelle Cretella <drmcretella@gmail.com>
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In response to James' question, individuals aged 15 or younger in South Dakota are not legally able to consent to sexual activity, and such activity may result in prosecution for statutory rape. South Dakota statutory rape law is violated when a person has consensual sexual intercourse with an individual under age 16. A child petitioning for emancipation must be at least sixteen years old in SD. That's the landscape. -- Fred

---

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Tuesday, August 20, 2019 2:47 PM
To: VBroyles <vbroyles@childparentrights.org>; Pamosa27 <pamosa27@comcast.net>
Cc: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Andre Van Mol <95andrev@gmail.com>; Jon Uhler <jkuvpc@yahoo.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; michael.biggs@sociology.ox.ac.uk
Subject: Re: update

Like many of you, I initially wrestled with this same question about age, but then I started looking at some of South Dakota's laws, such as the age of consent for sex, emancipation, age of consent for medical treatment, etc.

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Politics generally always involves compromise. That said, I'd rather settle for 16 than having this done to 13-14 year-olds, which is happening in places like Oregon and California already. The extra time might well save at least some of them. And WPATH is trying to take that age far lower.

An example:

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It's important to understand this. Because I fear you are now running into two different risks — that by having negotiating against your best judgment from the outset, you give yourself nothing to negotiate away during the legislative process. And, that by so watering down the bill, it may fail to elicit the support and excitement of the stakeholders you need to have standing beside you to pass this bill. I talked briefly with the Ex Dir of the Family Heritage Alliance and he asked whether this bill will be worth coming out for the fight. I said "yes" to the earlier version. I feel less confidence he and others will agree if you start by giving away 16 and 17-year olds right from the outset, as opposed to at least holding that in the pocket.

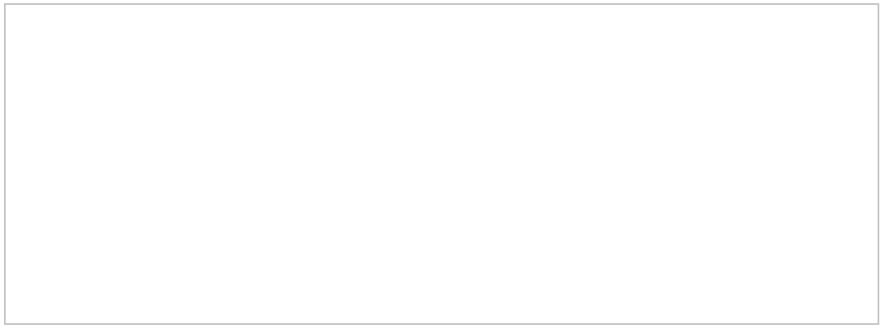
Vernadette

Vernadette Broyles, Esq.

President and General Counsel

Child & Parental Rights Campaign, Inc.

5805 State Bridge Rd, Suite G310
Johns Creek GA 30097
Phone: 770-448-4525
vbroyles@childparentrights.org



On Aug 17, 2019, at 6:25 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

All, just a note to update you on status of the Vulnerable Child Protection Act.

I'm comfortable the bill and white paper are at or near final form.

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Despite the generally positive response, I have no doubt this will be an uphill battle when we get to session. The last time I introduced a transgender-related bill in 2016, the state and the governor experienced political and economic pressures including boycott threats from around the country. I doubt this time will be any different.

I meet with the governor's top policy advisor next week to discuss the bill.

I've targeted about 20% of the legislature to meet one-on-one prior to session.

KC from Kelsey Coalition will be developing her suggested strategy for testimony that I'll bounce off our South Dakota team.

As always, please do not share this with media. The longer we can fly under the radar, the better.

Please let me know if you have questions. I am grateful for your support and prayers.

Fred

<Vulnerable Child Protection Act- August 11 draft.pdf>

--

www.KelseyCoalition.org

The Kelsey Coalition

Working to change the systems that failed our kids

Attachment:

From: Fred Deutsch
Sent: 8/20/2019 5:30:40 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "VBroyles" <vbroyles@childparentrights.org>, "Pamosa27" <pamosa27@comcast.net>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>
Subject: RE: The Age 16 Discussion
Attachments: image001.png

FYI, I met today with the President Pro Tempore (highest ranking member of the Senate). He agreed to be the Prime Sponsor of the bill in the Senate. Good news. - Fred

---

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Tuesday, August 20, 2019 8:24 PM
To: VBroyles <vbroyles@childparentrights.org>; Pamosa27 <pamosa27@comcast.net>; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Andre Van Mol <95andrev@gmail.com>; Jon Uhler <jkuvpc@yahoo.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; Michelle Cretella <drmcretella@gmail.com>
Subject: The Age 16 Discussion

All,

It occurred to me this evening to point out something really critical in this discussion about age. Fred's bill, if passed, will force these children to go through their natural puberty. That's critically important because puberty according to study's will cure 85%-90% of these children of their gender dysphoria.

Dr. Malone pointed this out in a recent video interview. I'm attaching the link with the video time marked to start where Dr. Malone discusses this. So please think about that important fact before getting discouraged.

https://youtu.be/z4RYl75zdMY?t=386

Respectfully submitted,

James

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Fred

<Vulnerable Child Protection Act- August 11 draft.pdf>

From: Andre Van Mol
Sent: 2/17/2019 7:38:01 AM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc: "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>
Subject: Re: The Anti Trans Donald Trump Twitter Account

Done!

Andre

Sent from my iPhone

On Feb 17, 2019, at 4:46 AM, Jamie Shupe <jamie.shupe@yahoo.com> wrote:

> Please join me in Tweeting a new Twitter account.
>
> Also open to suggestions for tweets?
>
> https://twitter.com/AntiTransDonald
>
> Thanks!
>
> Jamie Shupe

From: Vernadette Broyles
Sent: 1/29/2020 7:57:55 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "QUENTIN VAN METER" <kidendo@comcast.net>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Paul Hruz" <hruz_p007@att.net>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <RMast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <TMillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <jon.hansen@sdlegislature.gov>
Subject: Re: Today we go to battle in SD

Know that many have prayed and are praying for you this day. Do not back down, nor should you be afraid. Know that the Lord is with you. The children of South Dakota belong to him. He is jealous over them. Let his jealousies be spoken forth in the House of Representatives of South Dakota today so that his children would be made safe. Know you are HIS representative today. Do not be afraid. Stand firm in what is right.

Vernadette

Sent from my iPhone

> On Jan 29, 2020, at 7:25 AM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:
>
> ï»¿
> Today, we do battle on the SD House Floor. Thank you for all your work, and your prayers. - Fred

From: Margaret Clarke
Sent: 1/29/2020 4:57:33 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "QUENTIN VAN METER" <kidendo@comcast.net>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Paul Hruz" <hruz_p007@att.net>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <Jon.Hansen@sdlegislature.gov>
Subject: Re: Today we go to battle in SD

Psalm 94:16, 20. Praying with you.

Margaret Clarke
General counsel, Eagle Forum of Alabama
Sent from my iPhone

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From: Andre Van Mol
Sent: 1/19/2020 11:36:11 AM
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Cc: "drmcretella@gmail.com" <drmcretella@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Subject: Re: Trans Global Alliance

Fred and Michelle,

I understand. Fred has far and away done the heavy lifting on this fantastic project. I am completely OK following the lead and rules he establishes. Alliances can be fragile and it's best that, as this bill goes, we stick to the small scope program in order to establish the greater goal.

As an aside, we have already seen Scott several times pigeonhole this bill into trans ideology with glowing Pro trans language, aside from GAT in kids. Again, I think he's a loose cannon. However , Fred, you know him better than anyone and I trust your judgment in getting this bill passed into law.

Andre

Sent from my iPhone

> On Jan 19, 2020, at 11:18 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> The cross examination is gonna look like this: so what you're saying is this was good for you but not for them to become you and avoid all the corrective actions and surgeries in the process. Am I understanding that correctly?
>
> How's it sound like that?
>
> Cut your losses now, is my advice.
>
> James
>
> Sent from Yahoo Mail on Android
>
> On Sun, Jan 19, 2020 at 1:56 PM, drmcretella@gmail.com <drmcretella@gmail.com> wrote:
>
> > Dear James & Andre
> >
> > (Scott Newgent is founder of Trans Global Alliance and is on SD team).

I understand what you are saying and agree BUT Fred established Scott's role as a key witness long ago - now is not the time to jeopardize it and drive Scott away!!!!!

Sent from my iPhone

> On Jan 19, 2020, at 1:38 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> Maybe so but that change everything problematic that I just correctly pointed out.
>
> Walt Heyer and ex-transsexuals should be witnesses, not persons testifying that this is medically necessary under the guise of gender.
>
> Sent from Yahoo Mail on Android
>
> On Sun, Jan 19, 2020 at 1:33 PM, drmcretella@gmail.com <drmcretella@gmail.com> wrote:
>
> > James,
> > FYI: The FOUNDER of TGA - Scott - who is in THE EMAIL CHAIN - is one of Fred's key witnesses...
> > MC
> >
> > Sent from my iPhone
> >
> > > On Jan 19, 2020, at 1:24 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> > >
> > > Dr. Cretella,
> > >
> > > I'm going to respectfully disagree with that, and I'll explain why.
> > >
> > > I was recruited heavily by the Transsexual Global Alliance and I've largely ignored them.
> > >
> > > There's no shortage of transsexuals willing to denounce the medicalization of children, but their endorsements come with a hitch: they expect everyone to play make believe that they really are the opposite sex and have compelled pronouns and all that garbage. Even worse, they pitch themselves as the real deal, the true transsexuals that had to transition. People like me they claim have sexual paraphilias and fetishes, while they were born in the wrong body.
> > >
> > > So I encourage all of you to not buy into this Trojan Horse ploy, because the actions of these folks "identifying" as the opposite sex is contributing immensely to the harm being done to females. It's part of our fight, in fact.
> > >
> > > Walt Heyer is proof that no matter how far you've gone medically, you can still turn back.

So unless they've taken formal steps to reclaim their birth sex and denounce gender ideology, please don't endorse or indulge these persons.

Or contribute to the Blaire White types profiteering from this type of behavior.

James

Sent from Yahoo Mail on Android

On Sun, Jan 19, 2020 at 12:32 PM, drmcretella@gmail.com <drmcretella@gmail.com> wrote:

> Scott is right. Having more trans adults come forward would be a game changer.
>
> Sent from my iPhone
>
> > On Jan 19, 2020, at 9:51 AM, Scott Newgent <scottnewgent@gmail.com> wrote:
> >
> > And my twitter was shut down and my website was hacked.
> >
> > I keep saying this, but I want to make sure that NONE of us lose sight to the children we are saving.
> >
> > I am the only one on this panel that has medically transitioned and it's no place for a child. Some, very few, but some adults need to transition to find peace, but no child should go through this.
> >
> > 8 months ago was the first time I was made aware that they were doing this to kids and I was appalled.
> >
> > I'm gathering more transgender adults quotes and thoughts on this and you are just going to have to trust me..Most, trans adults feel the way I do, they just are scared of coming out and saying it.
> >
> > Please dont loose hope or strength toward this goal, this bill is historic if it passes and it will be the starting point to saving millions of kids. Please understand this, this will not end well if this doesnt pass.
> >
> > Scott
> >
> > On Sat, Jan 18, 2020, 10:15 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> >
> > > So the ACLU is giving out your home phone number, Fred?

“The time to act is now,” the ACLU of South Dakota tweeted. It followed with a long list of legislator’s home and office numbers."

https://foxwilmington.com/headlines/south-dakota-legislators-facing-backlash-over-bill-criminalizing-underage-gender-treatments/

On Saturday, January 18, 2020, 08:55:11 AM EST, Fred Deutsch <fred.deutsch@sdlegislature.gov> wrote:

> Primary opposition is economic, more than medical: https://www.argusleader.com/story/news/2020/01/17/chamber-bill-transgender-youth-threatens-economic-development/4503457002/
>
> Fred

Sent: 1/19/2020 11:51:41 AM
To: "Andre Van Mol" <95andrev@gmail.com>
Cc: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Subject: Re: Trans Global Alliance

I Understand what you are both saying; you are right.

BUT you both made comments to ENTIRE email string - it is not wise to essentially "dis" Scott in front of entire team when the bill is to be defended in committee Wednesday with Scott's testimony as part of Fred's strategy. Better to have shot me down with Scott out of the string and debated strategy with Fred alone.

Sent from my iPhone

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There's no shortage of transsexuals willing to denounce the medicalization of children, but their endorsements come with a hitch: they expect everyone to play make believe that they really are the opposite sex and have compelled pronouns and all that garbage. Even worse, they pitch themselves as the real deal, the true transsexuals that had to transition. People like me they claim have sexual paraphilias and fetishes, while they were born in the wrong body.

So I encourage all of you to not buy into this Trojan Horse ploy, because the actions of these folks "identifying" as the opposite sex is contributing immensely to the harm being done to females. It's part of our fight, in fact.

Walt Heyer is proof that no matter how far you've gone medically, you can still turn back.

So unless they've taken formal steps to reclaim their birth sex and denounce gender ideology, please don't endorse or indulge these persons.

Or contribute to the Blaire White types profiteering from this type of behavior.

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Please dont loose hope or strength toward this goal, this bill is historic if it passes and it will be the starting point to saving millions of kids. Please understand this, this will not end well if this doesnt pass.

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> > Fred

Sent: 1/19/2020 12:15:13 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Subject: Re: Trans Global Alliance

James,
I now follow your full reasoning & have to sincerely respect that. Thx for patiently spelling it all out to me.
Sincerely,
Michelle

Sent from my iPhone

> On Jan 19, 2020, at 2:59 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> I'm quoting Scott here:
>
> "But, if we turn it around after we shut it down and talk to the ADULT TRANSGENDER PEOPLE, like me and say,"
>
> "**Listen, some adults need to transition to find peace in their lives.** I, we understand that we have a transgender person on our panel. Our opinions don't have anything to do with being against the transgender community. We have dozens of transgender adults supporting us because they understand the severity of medical transitioning. What we are saying is that NO ONE has the right to chose to be locked into the medical system, have less than 100% healthy bodies and decide to put themselves there for life than an adult about their own lives.
>
> Here's how this should be addressed. Even if you can somehow justify the "trans" medical treatments for consenting adults, it's medical malpractice to indulge the delusion that the person has a gender identity and "affirm" that false identity in your words and actions.
>
> I wrested with: Do I want to say it behind Scott's back or in her face?" Am I correct that Scott is an FTM? And I decided if I wasn't willing to say it in Scott's face, I shouldn't say it at all.
>
> Scott can be dropped with a simple explanation that endorsing Scott's gender ideology has negative effects on females, example sports, etc.
>
> Again, the ACLU and the AMA are gonna testify that building Scott at a young age is better and healthier, spares the surgeries and produces a better cosmetic product.
>
> James
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I Understand what you are both saying; you are right.

BUT you both made comments to ENTIRE email string - it is not wise to essentially “dis” Scott in front of entire team when the bill is to be defended in committee Wednesday with Scott’s testimony as part of Fred’s strategy. Better to have shot me down with Scott out of the string and debated strategy with Fred alone.

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As an aside, we have already seen Scott several times pigeonhole this bill into trans ideology with glowing Pro trans language, aside from GAT in kids. Again, I think he’s a loose cannon. However , Fred, you know him better than anyone and I trust your judgment in getting this bill passed into law.

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Sent: 1/19/2020 2:37:55 PM
To: "Cretella Michelle" <drmcretella@gmail.com>
Cc: "Shupe Jamie" <jamie.shupe@yahoo.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>
Subject: Re: Trans Global Alliance

Very true, Michelle.

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To: "Andre Van Mol" <95andrev@gmail.com>
Cc: "Shupe Jamie" <jamie.shupe@yahoo.com>, "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>
Subject: Re: Trans Global Alliance

James,
You did not come off heavy handed - I am glad for your persistent explanation. I had to question timing and manner due to political situation, but you were being transparent and truthful.
MC
Sent from my iPhone

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Cc: "Cretella Michelle" <drmcretella@gmail.com>, "Deutsch Fred" <fred.deutsch@sdlegislature.gov>
Subject: Re: Trans Global Alliance

Jamie,

I and Michael Laidlaw spent an entire day in Sacramento with Jackie/Rene and had several/many e-mail exchanges with him. He testified that day along with Michael (admittedly, I was there in case something dropped and I needed to fill in). Also, he was shopping for prices on detransing surgeries, waiting on Medicare to kick in, and seemed to be considering the timing to detrans. He's got rough edges O plenty and admits it. He mostly lives in Viet Nam these days, which is no place to engage elective surgeries. Yes, he' surely a work in progress. I don't know Scott — though I suspect diagnostic items about Scott — so I cannot compare them.

I think the elitism and emotional lability of the way trans activists reflects narcissism, narcissistic wounding, emotional immaturity, adverse childhood events, and so forth. All here know the studies showing enormous rates of personality disorders, most likely narcissistic, and Zucker and Blanchard don't seem shy about saying that either. But, we can't fix personality disorders for someone else.

I'm reading in Proverbs these days and there are repeated verses about holding one's tongue, not engaging the foolish, and so forth, so for this SD battle and likely the one's in Texas and Georgia, I'll be focusing on holding my tongue while simply maintaining certain lines without dismissing people. Narcissists who don't get their way but are not dismissed outright have a tendency of moving on when they see they simply won't get to be the prima donna of the opera.

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> Michelle,
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> I, in turn, apologize for probably coming off as heavy-handed in this discussion but I've done so because I believe it's vital we recognize a big problem and work to alleviate it before it sinks the ship. The ACLU is literally loading the printers and scouting for frontmen attorneys in these states as we speak.
>
> Rene Jax is another Scott.
>
> Watch this clip at the time mark I'm posting it at.
>
> https://youtu.be/-pxxBQm114k?t=1241
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From: Andre Van Mol
Sent: 1/19/2020 3:35:24 PM
To: "Shupe Jamie" <jamie.shupe@yahoo.com>
Cc:
Subject: Re: Trans Global Alliance

Ah, there I can help. He advises business/corporations on security. Former investigator in San Fran. Cost of living is very low in Viet Nam compared to US, and so he is not in the squeeze Hacsi is in financially. Plans to move to the Malay border with Singapore. Thus all the conveniences of Singapore are proximal while the cost is minimal. Also, as you likely noticed, he is rather doomy and gloomy that the USA is not just in decline but going down. Thus the "move to a farm and raise pigs" bit he repeats for how people can guard their kids against the trans movement.

Andre

> On Jan 19, 2020, at 3:06 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> Andre,
>
> On a side note, you can imagine what my thoughts are in regard to why someone like Jax would be in a place like Vietnam? AKA, sex tourism countries.
>
> James
>
> On Sunday, January 19, 2020, 05:52:34 PM EST, Andre Van Mol <95andrev@gmail.com> wrote:
>
> Jamie,
>
> I and Michael Laidlaw spent an entire day in Sacramento with Jackie/Rene and had several/many e-mail exchanges with him. He testified that day along with Michael (admittedly, I was there in case something dropped and I needed to fill in). Also, he was shopping for prices on detransing surgeries, waiting on Medicare to kick in, and seemed to be considering the timing to detrans. He's got rough edges O plenty and admits it. He mostly lives in Viet Nam these days, which is no place to engage elective surgeries. Yes, he' surely a work in progress. I don't know Scott — though I suspect diagnostic items about Scott — so I cannot compare them.
>
> I think the elitism and emotional lability of the way trans activists reflects narcissism, narcissistic wounding, emotional immaturity, adverse childhood events, and so forth. All here know the studies showing enormous rates of personality disorders, most likely narcissistic, and Zucker and Blanchard don't seem shy about saying that either. But, we can't fix personality disorders for someone else.
>
> I'm reading in Proverbs these days and there are repeated verses about holding one's tongue, not engaging the foolish, and so forth, so for this SD battle and likely the one's in Texas and Georgia, I'll be focusing on holding my tongue while simply maintaining certain lines without dismissing people. Narcissists who don't get their way but are not dismissed outright have a tendency of moving on when they see they simply won't get to be the prima donna of the opera.
>
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> > Michelle,
> >
> > I, in turn, apologize for probably coming off as heavy-handed in this discussion but I've done so because I believe it's vital we recognize a big problem and work to

alleviate it before it sinks the ship. The ACLU is literally loading the printers and scouting for frontmen attorneys in these states as we speak.

Rene Jax is another Scott.

Watch this clip at the time mark I'm posting it at.

https://youtu.be/-pxxBQm114k?t=1241

Just like Scott, Jax isn't willing like Walt Heyer to reclaim his birth sex: a sign of a true ally. Instead Jax claims to be the "real deal" that I warned about when calling out Scott. These folks have an elitist mentality among transsexuals. Everyone else isn't legit for some reason or other, but they are the "true transsexuals" that benefit from transition because they really are the opposite sex.

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To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>, "Andre Van Mol" <95andrev@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc:
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Sent: 8/17/2019 2:40:59 PM
To: "Deutsch Fred" <Fred.Deutsch@sdlegislature.gov>
Cc: "VBroyles" <vbroyles@childparentrights.org>, "Jon Uhler" <jkuvpc@yahoo.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <RMast@lc.org>, "Heyer Walt" <waltsbook@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Cretella Michelle" <drmcretella@gmail.com>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
Subject: Re: update

Thanks for the update, Fred. And thanks for all the sweat equity you are investing for the kids of South Dakota, the nation, and beyond.

Andre

> On Aug 17, 2019, at 3:25 PM, Fred Deutsch wrote:
>
>

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Subject: Re: update

Jamie,

Despite the fact that it has been through a bank of constitutional attorneys multiple time, the phrase has caused me hesitation from the start and still does.
We cannot say biological sex, as that fuels the other side to say, â€œsee, they know there are other sexes.â€
Maybe:
â€œattempting to change the childâ€™s acceptance of their natal sex or to affirm the childâ€™s perception if other than their natal sexâ€

But then itâ€™s sort of a mess.

Andre

> On Aug 17, 2019, at 3:50 PM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> Rep Deutsch,
>
> This bill is now nice and streamlined, but I feel this line is particularly worrisome and open to potential abuse: â€œattempting to change or affirm the childâ€™s perception of their sex"
>
> I really think you need to add the word "biological" or even "biological birth sex" to this. Otherwise, they're going to possibly twist this around and claim the child's distorted perception is the correct one. After all, sex is used in lieu of gender these days on many government documents and nearly all current lawsuits state gender identity is the determining factor of a person's sex.
>
> Is this just me, or is anyone else seeing this potential problem too?
>
> Thanks!
>
> James Shupe

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The key to the entire bill is the language â€œattempting to change or affirm the childâ€™s perception of their sex,â€ with sex defined as â€œthe biological state of being female or male.â€

We have to be able to explain the application.

So letâ€™s say we have a teenage girl:

1. She perceives she is a boy.
    a. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that **affirm** her perception of being a boy.
    b. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that **change** her perception of being a boy. (Iâ€™m not sure this is applicable. Thoughts?)
2. She perceives she is a girl.
    a. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) that **affirm** her perception of being a girl. (This scenario would mean there is congruity between body and mind. Bill is probably not applicable).
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Fred, thank you for your tireless work! I'd like to suggest clarifying this sentence by adding the word "incorrect" -- "...attempting to change or affirm the child's incorrect perception of their sex." Otherwise, professionals who use the proper pronouns for children who have a correct perception of their sex would be in violation. ~KC

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> > That's why I'm making road trips to visit with individual legislators, Andre. This will give them ample time to think about the bill. The trips are also good politics. Mostly you find candidates seeking election that hit the road, but it's relatively unheard of to expend time and money to attempt to pass a single bill. It shows the legislators we're serious, and it amplifies our credibility. And every little bit helps! - Fred
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> > **Sent:** Sunday, August 18, 2019 8:14 PM
> > **To:** Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
> > **Cc:** Cretella Michelle <drmcretella@gmail.com>; Shupe Jamie <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Lee Schoenbeck <lee@schoenbecklaw.com>; Laidlaw Michael <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Mast Richard <RMast@lc.org>; Heyer Walt <waltsbook@yahoo.com>; Sharp Matt <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
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Understood, and I know exceptionally good attorneys have gone over and over this. It is very specific to perception of sex, which is good. I also wondered about the need for such surgeries in trauma victims, but you also specified non-diseased, so that would seem ok. It's just that if we are a bit confused and have misgivings, one wonders what the actual legislators will think. Perhaps part of the problem is we were dealing with the longer version for so long that now seeing such a condensed bill seems a touch bewildering.

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It says: “attempting to change or affirm the child’s perception of their sex." So if a male child's perception of their sex is female?

I like what Andre suggested, but recommend changing natal to biological, based on court language.

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Sent: Saturday, August 17, 2019 7:16 PM
To: VBroyles <vbroyles@childparentrights.org>; Andre Van Mol <95andrev@gmail.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; 'Jon Hansen' <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
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Please let me know if you have questions. I am grateful for your support and prayers.

Fred

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www.KelseyCoalition.org

The Kelsey Coalition

Working to change the systems that failed our kids

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 8/20/2019 12:46:32 PM
To: VBroyles <vbroyles@childparentrights.org>, Pamosa27 <pamosa27@comcast.net>
Cc: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>
Bcc:
Subject: Re: update
Attachments: PastedGraphic-5.png

Like many of you, I initially wrestled with this same question about age, but then I started looking at some of South Dakota's laws, such as the age of consent for sex, emancipation, age of consent for medical treatment, etc.

Fred, if possible, can you give the group the legal age for these types of things and others that come to mind?

Politics generally always involves compromise. That said, I'd rather settle for 16 than having this done to 13-14 year-olds, which is happening in places like Oregon and California already. The extra time might well save at least some of them. And WPATH is trying to take that age far lower.

An example:

https://www.sandiegouniontribune.com/lifestyle/people/sdut-transgender-teens-new-life-2016apr07-story.html

James

On Tuesday, August 20, 2019, 03:35:21 PM EDT, Pamosa27 <pamosa27@comcast.net> wrote:

Fred and all, I agree with Vernadette on the definition of a child. If the age is to be defined at 15 and younger, then what about those under the age of majority that are excluded? Vernadette is absolutely correct that this population is just as vulnerable, albeit on a different level. They are still minors and to “negotiate” an age is to compromise...which leaves older teens without a voice to speak for them. And, what about the parents and their rights of these older teens who may not be aware of “therapies” that the teen is seeking out in private?

I am witnessing firsthand an alarming increase in the rate of teens (in this age range) with suicidal attempts and drug overdoses in the PICU. We will be leaving them to the wolves if the age for this bill is not raised to the age of majority.

Monique

On Aug 19, 2019, at 2:01 PM, VBroyles <vbroyles@childparentrights.org> wrote:

Fred

I’ve read the much streamlined version and I have significant concerns about adding a definition for “child” at the outset that means 15 or younger.

First, the other side has worked hard to lower the protections society provides to children in multiple arenas by creating the perception that pre-adults who are 16 and 17 are no longer "children" (i.e., abortion, sexual consent, contraceptions, consent to gender treatments). Yet, all of us know this is dangerously untrue — this is often the timeframe when children need the most protection and guidance from parents and adults because of what is being thrown at them. At minimum, I do not believe we should open with a definition of "child" that directly plays into the oppositions long-game. If indeed you want to keep this age cut off, then you can simply specify "a child age fifteen or younger" on line 25.

Second, it would be very helpful for us to understand why the arbitrary cut off at age 16, rather than the long-standing age of majority of 18 (which is still too young developmentally to make such decisions, but the law leaves us no choice). Is there some other analogous situation in SD law that makes 16 a logical cut off? What specific concerns (other than this bill is going to be hard to pass) or explanations for this cut off age are you hearing?

It's important to understand this. Because I fear you are now running into two different risks — that by having negotiating against your best judgment from the outset, you give yourself nothing to negotiate away during the legislative process. And, that by so watering down the bill, it may fail to elicit the support and excitement of the stakeholders you need to have standing beside you to pass this bill. I talked briefly with the Ex Dir of the Family Heritage Alliance and he asked whether this bill will be worth coming out for the fight. I said "yes" to the earlier version. I feel less confidence he and others will agree if you start by giving away 16 and 17-year olds right from the outset, as opposed to at least holding that in the pocket.

Vernadette

Vernadette Broyles, Esq.
President and General Counsel
Child & Parental Rights Campaign, Inc.
5805 State Bridge Rd, Suite G310
Johns Creek GA 30097
Phone: 770-448-4525
vbroyles@childparentrights.org

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I'm comfortable the bill and white paper are at or near final form.

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As always, please do not share this with media. The longer we can fly under the radar, the better.

Please let me know if you have questions. I am grateful for your support and prayers.

Fred
<Vulnerable Child Protection Act- August 11 draft.pdf>

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To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Cretella Michelle" <drmcretella@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "VBroyles" <vbroyles@childparentrights.org>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <RMast@lc.org>, "Heyer Walt" <waltsbook@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
Subject: Re: update

Fred,

The phrase â€œincorrect perception of their sexâ€ grounds the bill in the material, the biological, physical reality, which makes it far easier to defend against the â€œwho are you to say?â€œ people.

Andre

Sent from my iPhone

On Aug 19, 2019, at 6:30 AM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

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> I like the idea â€“ I think it helps to further narrow the bill and avoids causing problems with other medical conditions. But does adding the word cause addâ€™l problems? The other side will certainly argue â€œwho are you to say whatâ€™s an incorrect perception?â€ The answer, of course, is if perception varies from reality, than it is an incorrect perception (the billâ€™s definition of sex is reality). That said, the process is political. Does the change cast doubt in the mind of legislators about who is to say whatâ€™s an incorrect perception? - Fred
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> **Subject:** Re: update
>
> Fred, thank you for your tireless work! I'd like to suggest clarifying this sentence by adding the word "incorrect" -- â€œ...attempting to change or affirm the childâ€™s incorrect perception of their sex.â€ Otherwise, professionals who use the proper pronouns for children who have a correct perception of their sex would be in violation. ~KC
>
> On Sun, Aug 18, 2019 at 9:30 PM Lee Schoenbeck <lee@schoenbecklaw.com> wrote:
>
> > Amen

Sent from my iPhone

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Subject: Re: update

Jamieâ€™s new version does seem explicit to me despite my previous objection to adding biological.

I also think â€œincorrect perceptionâ€ as KC suggested works well.

Sent from my iPhone

On Aug 19, 2019, at 9:51 AM, James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:

> I'm still in favor of Andre's version, with just a change to biological instead of natal, because it tackles both meanings very explicitly.
>
> Proposed: "attempting to change the childâ€™s acceptance of their biological sex or to affirm the childâ€™s perception if other than their biological sex.â€
>
> Andre's original: "attempting to change the childâ€™s acceptance of their natal sex or to affirm the childâ€™s perception if other than their natal sex.â€
>
> I had my wife, who largely stays out of the trans issues, read the paragraph last night and she was confused by the language in the sentence we've been debating, so there's definitely a problem with it.

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As always, please do not share this with media. The longer we can fly under the radar, the better.

Please let me know if you have questions. I am grateful for your support and prayers.

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www.KelseyCoalition.org

The Kelsey Coalition

Working to change the systems that failed our kids

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Attachments: ~WRD027.jpg

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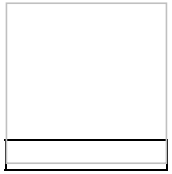
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How about dissonant?

Mary E. McAlister, Esq.
Senior Litigation Counsel
Child & Parental Rights Campaign, Inc.
P.O. Box 637
Monroe, VA 24574
Phone: 434-610-0873
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Sent from Mail for Windows 10

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Sent: Monday, August 19, 2019 10:43 AM
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Cc: Cretella Michelle <drmcretella@gmail.com>; Shupe Jamie <jamie.shupe@yahoo.com>; Jon Uhler <jkuvpc@yahoo.com>; VBroyles <vbroyles@childparentrights.org>; Lee Schoenbeck <lee@schoenbecklaw.com>; Laidlaw Michael <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Mast Richard <RMast@lc.org>; Heyer Walt <waltsbook@yahoo.com>; Sharp Matt <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
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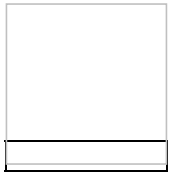
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Please let me know if you have questions. I am grateful for your support and prayers.

Fred

--

www.KelseyCoalition.org



Attachment:

From: Fred Deutsch
Sent: 8/19/2019 6:50:39 AM
To: "Mary E. McAlister" <mmcalister@childparentrights.org>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Andre Van Mol" <95andrev@gmail.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Cretella Michelle" <drmcretella@gmail.com>, "Shupe Jamie" <jamie.shupe@yahoo.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "VBroyles" <vbroyles@childparentrights.org>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mast Richard" <RMast@lc.org>, "Heyer Walt" <waltsbook@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
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Attachments: image001.jpg

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Mary E. McAlister, Esq.
Senior Litigation Counsel
Child & Parental Rights Campaign, Inc.
P.O. Box 637
Monroe, VA 24574
Phone: 434-610-0873
mmcalister@childparentrights.org

Sent from Mail for Windows 10

From: Lee Schoenbeck
Sent: Monday, August 19, 2019 10:43 AM
To: Andre Van Mol; Fred Deutsch

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â€œincorrectâ€ draws more flys â€“ because of its judgmental nature (Iâ€™m ok with being judgmental â€“ others not so much) â€“ is there something thatâ€™s more objective â€“ worth figuring that out

Lee Schoenbeck, Attorney
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PO Box 1325
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1200 Mickelson Dr., #310
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lee@schoenbecklaw.com
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Fred,

The phrase â€œincorrect perception of their sexâ€ grounds the bill in the material, the biological, physical reality, which makes it far easier to defend against the â€œwho are you to say?â€œ people.

Andre

Sent from my iPhone

On Aug 19, 2019, at 6:30 AM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

> All, what do you think about KCâ€™s suggest to add incorrect to the sentence: â€œ...attempting to change or affirm the childâ€™s incorrect perception of their sex.â€
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> I like the idea â€“ I think it helps to further narrow the bill and avoids causing problems with other medical conditions. But does adding the word cause addâ€™l problems? The other side will certainly argue â€œwho are you to say whatâ€™s an incorrect perception?â€ The answer, of course, is if perception varies from reality, than it is an incorrect perception (the billâ€™s definition of sex is reality). That said, the process is political. Does the change cast doubt in the mind of legislators about who is to say whatâ€™s an incorrect perception? - Fred
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> **From:** Kelsey Coalition <kelseycoalition@gmail.com>
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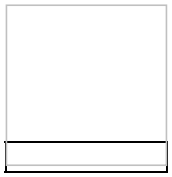
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Incorrect perception helps to clarify, but it is somewhat in-your-face. Synonyms include: wrong, mistaken, in error, erroneous, inaccurate, not accurate, inexact, not exact, imprecise, invalid, untrue, false, fallacious, wide of the mark, off target; misleading, illogical, unsound, unfounded, without foundation, faulty, flawed; informal, off beam, out, way out, full of holes, iffy; archaic. I'm not crazy about any of them.

Fred

-----Original Message-----
From: James Shupe (Formerly Jamie Shupe)
Sent: Monday, August 19, 2019 9:54 AM
To: Mary E. McAlister ; Lee Schoenbeck ; Andre Van Mol <95andrev@gmail.com>; Fred Deutsch
Cc: Kelsey Coalition ; Cretella Michelle ; Jon Uhler ; VBroyles ; Laidlaw Michael ; Jon Hansen ; William Malone ; Mast Richard ; Heyer Walt ; Sharp Matt ; Chris Motz ; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
Subject: Re: update

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Definition of misguided

: led or prompted by wrong or inappropriate motives or ideals

well-meaning but misguided do-gooders

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Mary E. McAlister, Esq.

Senior Litigation Counsel

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Lee Schoenbeck, Attorney

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Sent: Monday, August 19, 2019 8:48 AM
To: Fred Deutsch
Cc: Kelsey Coalition ; Lee Schoenbeck ; Cretella Michelle ; Shupe Jamie ; Jon Uhler ; VBroyles ; Laidlaw Michael ; Jon Hansen ; William Malone ; Mary McAlister ; Mast Richard ; Heyer Walt ; Sharp Matt ; Chris Motz ; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
Subject: Re: update

Fred,

The phrase “incorrect perception of their sex” grounds the bill in the material, the biological, physical reality, which makes it far easier to defend against the “who are you to say?“ people.

Andre

Sent from my iPhone

On Aug 19, 2019, at 6:30 AM, Fred Deutsch wrote:

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>
> All, what do you think about KC’s suggest to add incorrect to the sentence: “...attempting to change or affirm the child’s incorrect perception of their sex.”
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>
> I like the idea – I think it helps to further narrow the bill and avoids causing problems with other medical conditions. But does adding the word cause add’l problems? The other side will certainly argue “who are you to say what’s an incorrect perception?” The answer, of course, is if perception varies from reality, than it is an incorrect perception (the bill’s definition of sex is reality). That said, the process is political. Does the change cast doubt in the mind of legislators about who is to say what’s an incorrect perception? - Fred
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> From: Kelsey Coalition
> Sent: Monday, August 19, 2019 8:02 AM
> To: Lee Schoenbeck
> Cc: Fred Deutsch ; Andre Van Mol <95andrev@gmail.com>; Cretella Michelle ; Shupe Jamie ; Jon Uhler ; VBroyles ; Laidlaw Michael ; Jon Hansen ; William Malone ; Mary McAlister ; Mast Richard ; Heyer Walt ; Sharp Matt ; Chris Motz ; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
> Subject: Re: update

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> Fred, thank you for your tireless work! I'd like to suggest clarifying this sentence by adding the word "incorrect" -- “...attempting to change or affirm the child’s incorrect perception of their sex.” Otherwise, professionals who use the proper pronouns for children who have a correct perception of their sex would be in violation. ~KC
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> On Sun, Aug 18, 2019 at 9:30 PM Lee Schoenbeck wrote:
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>> Amen
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>> Sent from my iPhone
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>> On Aug 18, 2019, at 8:24 PM, Fred Deutsch wrote:
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>>> That’s why I’m making road trips to visit with individual legislators, Andre. This will give them ample time to think about the bill. The trips are also good politics. Mostly you find candidates seeking election that hit the road, but it’s relatively unheard of to expend time and money to attempt to pass a single bill. It shows the legislators we’re serious, and it amplifies our credibility. And every little bit helps! - Fred
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>>> From: Andre Van Mol <95andrev@gmail.com>
>>> Sent: Sunday, August 18, 2019 8:14 PM
>>> To: Fred Deutsch
>>> Cc: Cretella Michelle ; Shupe Jamie ; Jon Uhler ; VBroyles ; Lee Schoenbeck ; Laidlaw Michael ; Jon Hansen ; William Malone ; Mary McAlister ; Mast Richard ; Heyer Walt ; Sharp Matt ; Chris Motz ; Katherine Cave ; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net
>>> Subject: Re: update
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>>> Understood, and I know exceptionally good attorneys have gone over and over this. It is very specific to perception of sex, which is good. I also wondered about the need for such surgeries in trauma victims, but you also specified non-diseased, so that would seem ok. It's just that if we are a bit confused and have misgivings, one wonders what the actual legislators will think. Perhaps part of the problem is we were dealing with the longer version for so long that now seeing such a condensed bill seems a touch bewildering.
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>>> Andre
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>>>> On Aug 18, 2019, at 5:28 PM, Fred Deutsch wrote:
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>>>> The key to the entire bill is the language "attempting to change or affirm the child's perception of their sex," with sex defined as "the biological state of being female or male."
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>>>> We have to be able to explain the application.
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>>>> So let’s say we have a teenage girl:
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>>>>   1. She perceives she is a boy.
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>>>>   1. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) thataffirm her perception of being a boy.
>>>>   2. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) thatchange her perception of being a boy. (I’m not sure this is applicable. Thoughts?)
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>>>>   1. She perceives she is a girl.
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>>>>   1. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) thataffirm her perception of being a girl. (This scenario would mean there is congruity between body and mind. Bill is probably not applicable).
>>>>   2. Doctors cannot perform any of the restricted surgical procedures or give restricted meds (PB & cross-sex hormones) thatchange her perception of being a girl. (This scenario would mean there is congruity between body and mind. Bill is probably not applicable).
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>>>> Please let me know what you think - Fred
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>>>> From: Andre Van Mol <95andrev@gmail.com>
>>>> Sent: Sunday, August 18, 2019 6:41 PM
>>>> To: Michelle Cretella
>>>> Cc: James Shupe (Formerly Jamie Shupe) ; Jon Uhler ; VBroyles ; Lee Schoenbeck ; Michael Laidlaw ; Jon Hansen ; William Malone ; Mary McAlister ; Richard Mast ; Walt Heyer ; Matt Sharp ; Chris Motz ; Katherine Cave ; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net; Fred Deutsch
>>>> Subject: Re: update
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>>>> Perhaps the “the biological state…” quote can be repeated at that juncture where things get confusing? Bad idea? I have every faith that the other side will try to distort anything that is left hanging. Counting on common sense, Fairplay, and responsible readership from opponents will prove to be disappointing.
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>>>> Andre
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>>>> Sent from my iPhone
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>>>> On Aug 18, 2019, at 4:08 PM, Michelle Cretella wrote:
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>>>>> IMO, as Fred pointed out earlier, the definition of sex in the bill as " the biological state of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles" - covers all bases. A boy who perceives himself as a girl and requests blockers & estrogen will be denied under this bill.
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>>>>> "Biological sex" is redundant and may be used to imply there are other sexes like a social sex; "natal or birth sex" implies sex can change before or after birth ...
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>>>>> On Sat, Aug 17, 2019 at 10:29 PM James Shupe (Formerly Jamie Shupe) wrote:
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>>>>>> My opinion is to cover your bases in the mentioned line as well. I think that sentence is too ambiguous and should get reworded.
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>>>>>> It says: “attempting to change or affirm the child’s perception of their sex." So if a male child's perception of their sex is female?
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>>>>>> I like what Andre suggested, but recommend changing natal to biological, based on court language.
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>>>>>> On Saturday, August 17, 2019, 10:19:46 PM EDT, Fred Deutsch wrote:
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>>>>>> Read the definition of sex in the bill: "Sex," the biological state of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles.
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>>>>>> Don’t you think that covers it? - Fred
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>>>>>> From: Jon Uhler
>>>>>> Sent: Saturday, August 17, 2019 7:16 PM
>>>>>> To: VBroyles ; Andre Van Mol <95andrev@gmail.com>; Lee Schoenbeck ; Michael Laidlaw ; 'Jon Hansen' ; William Malone ; Mary McAlister ; Richard Mast ; Walt Heyer ; Matt Sharp ; James Shupe (Formerly Jamie Shupe) ; Chris Motz ; Katherine Cave ; Michelle Cretella ; michael.biggs@sociology.ox.ac.uk; pamosa27@comcast.net; Fred Deutsch
Subject: Re: update
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>>>>>> Thanks for all your work.
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>>>>>> On Saturday, August 17, 2019, 06:25:32 PM EDT, Fred Deutsch wrote:
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>>>>>> All, just a note to update you on status of the Vulnerable Child Protection Act.
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>>>>>> I’m comfortable the bill and white paper are at or near final form.
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>>>>>> I’ve begun my road trips across the state to meet with key moderate Republicans. Response has been mixed but mostly positive. Not a single legislator I’ve spoken with so far has a clue about what’s happening with transgender advocacy nor affirmative therapy. All of this is new to them.
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>>>>>> Despite the generally positive response, I have no doubt this will be an uphill battle when we get to session. The last time I introduced a transgender-related bill in 2016, the state and the governor experienced political and economic pressures including boycott threats from around the country. I doubt this time will be any different.
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>>>>>> I meet with the governor’s top policy advisor next week to discuss the bill.
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>>>>>> I’ve targeted about 20% of the legislature to meet one-on-one prior to session.
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>>>>>> KC from Kelsey Coalition will be developing her suggested strategy for testimony that I’ll bounce off our South Dakota team.
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>>>>>> As always, please do not share this with media. The longer we can fly under the radar, the better.
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>>>>>> Please let me know if you have questions. I am grateful for your support and prayers.
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>>>>>> Fred
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> www.KelseyCoalition.org

From: Fred Deutsch
Sent: 8/19/2019 10:43:12 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "VBroyles" <vbroyles@childparentrights.org>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <RMast@lc.org>, "Heyer Walt" <waltsbook@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
Subject: RE: update

What do you think of the following language in red as a solution? Remember, the bill defines Sex as the "the biological state of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles.â€

19 chromosomes, and endogenous hormone profiles.

Except as provided in section 3 of this Act, any mental healthcare professional, or any physician, surgeon, physician assistant, nurse, clinical nurse specialist, nurse practitioner, anesthetist, or medical assistant licensed under Title 36 who engages in any of the following practices upon a child, or who causes them to be performed, for the purpose of attempting to change or affirm the child's perception of their sex, if said perception is inconsistent with the child's sex, is guilty of a Class 4 felony:

1. Performing surgeries that sterilize, including castration, vasectomy, hysterectomy, oophorectomy, metoidioplasty, orchiectomy, penectomy, phalloplasty, and vaginoplasty;
2. Performing a mastectomy;
3. Administering or supplying the following medications to induce transient or permanent infertility:
    a. Puberty-blocking medication to stop or delay normal puberty;
    b. Supraphysiologic doses of testosterone to females; or
    c. Supraphysiologic doses of estrogen to males; or
4. Removing any otherwise healthy or non-diseased body part.

Sent: 8/19/2019 11:05:29 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "VBroyles" <vbroyles@childparentrights.org>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <RMast@lc.org>, "Heyer Walt" <waltsbook@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
Subject: Re: update

I like it.

Sent from my iPhone

On Aug 19, 2019, at 2:43 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

What do you think of the following language in red as a solution? Remember, the bill defines Sex as the "the biological state of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles.â€

19 chromosomes, and endogenous hormone profiles.

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    b. Supraphysiologic doses of testosterone to females; or
    c. Supraphysiologic doses of estrogen to males; or
4. Removing any otherwise healthy or non-diseased body part.

From: Fred Deutsch
Sent: 8/19/2019 11:07:32 AM
To: "drmcretella@gmail.com" <drmcretella@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc: "Kelsey Coalition" <kelseycoalition@gmail.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "VBroyles" <vbroyles@childparentrights.org>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <RMast@lc.org>, "Heyer Walt" <waltsbook@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
Subject: RE: update

If we include the language in red, I believe we eliminate all the potential side effects such as gynecomastia surgery for a boy or a teenage girl taking birth control pills.

Except as provided in section 3 of this Act, any mental healthcare professional, or any physician, surgeon, physician assistant, nurse, clinical nurse specialist, nurse practitioner, anesthetist, or medical assistant licensed under Title 36 who engages in any of the following practices upon a child, or who causes them to be performed, for the purpose of attempting to change or affirm the child's perception of their sex, if said perception is inconsistent with the child's sex, is guilty of a Class 4 felony:

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    b. Supraphysiologic doses of testosterone to females; or
    c. Supraphysiologic doses of estrogen to males; or
4. Removing any otherwise healthy or non-diseased body part

From: Andre Van Mol
Sent: 8/19/2019 11:11:08 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "VBroyles" <vbroyles@childparentrights.org>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <RMast@lc.org>, "Heyer Walt" <waltsbook@yahoo.com>, "Sharp Matt" <msharp@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
Subject: Re: update

I like it.
Andre

Sent from my iPhone

On Aug 19, 2019, at 11:43 AM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

> What do you think of the following language in red as a solution? Remember, the bill defines Sex as the "the biological state of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles.â€
>
> 19 chromosomes, and endogenous hormone profiles.
>
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>   a. Puberty-blocking medication to stop or delay normal puberty;
>   b. Supraphysiologic doses of testosterone to females; or
>   c. Supraphysiologic doses of estrogen to males; or
> 4. Removing any otherwise healthy or non-diseased body part.

From: Walt Heyer
Sent: 8/19/2019 11:15:16 AM
To: "95andrev@gmail.com" <95andrev@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "VBroyles" <vbroyles@childparentrights.org>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <RMast@lc.org>, "Sharp Matt" <msharp@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
Subject: Re: update

I like it

On Mon, Aug 19, 2019 at 3:11 PM, Andre Van Mol <95andrev@gmail.com> wrote:

> I like it.
> Andre
>
> Sent from my iPhone
>
> On Aug 19, 2019, at 11:43 AM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:
>
> What do you think of the following language in red as a solution? Remember, the bill defines Sex as the "the biological state of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles."
>
> 19 chromosomes, and endogenous hormone profiles.
>
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a. Puberty-blocking medication to stop or delay normal puberty;

b. Supraphysiologic doses of testosterone to females; or

c. Supraphysiologic doses of estrogen to males; or

4. Removing any otherwise healthy or non-diseased body part.

Attachment:

From: VBroyles
Sent: 8/19/2019 11:25:26 AM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "James Shupe" <jamie.shupe@yahoo.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
Subject: Re: update
Attachments: PastedGraphic-5.png

I like it â€" much better than â€œincorrectâ€. Now to make it air-tight, I would add: â€œ*as defined by Section 1 of Chapter 26-10*â€ after â€œchildâ€™s sexâ€ to ensure no other definition could be understood. In the bill the definition of sex appears right above, but I donâ€™t know how far away it would actually appear in the SD code.

Fred, is it common for SD code provisions to explicitly reference a code definition? It is in the GA Code.

Vernadette

Vernadette Broyles, Esq.
President and General Counsel
Child & Parental Rights Campaign, Inc.
5805 State Bridge Rd, Suite G310
Johns Creek GA 30097
Phone: 770-448-4525
vbroyles@childparentrights.org

On Aug 19, 2019, at 2:43 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

What do you think of the following language in red as a solution? Remember, the bill defines Sex as the "the biological state of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles.â€

19 chromosomes, and endogenous hormone profiles.

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2. Performing a mastectomy;
3. Administering or supplying the following medications to induce transient or permanent infertility:
    a. Puberty-blocking medication to stop or delay normal puberty;
    b. Supraphysiologic doses of testosterone to females; or
    c. Supraphysiologic doses of estrogen to males; or
4. Removing any otherwise healthy or non-diseased body part.

Attachment:

From: VBroyles
Sent: 8/19/2019 12:01:20 PM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "James Shupe" <jamie.shupe@yahoo.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
Subject: Re: update
Attachments: PastedGraphic-5.png

Fred

Iâ€™ve read the much streamlined version and I have significant concerns about adding a definition for â€œchildâ€ at the outset that means 15 or younger.

First, the other side has worked hard to lower the protections society provides to children in multiple arenas by creating the perception that pre-adults who are 16 and 17 are no longer â€œchildrenâ€ (i.e., abortion, sexual consent, contraceptions, consent to gender treatments). Yet, all of us know this is dangerously untrue â€” this is often the timeframe when children need the most protection and guidance from parents and adults because of what is being thrown at them. At minimum, I do not believe we should open with a definition of â€œchildâ€ that directly plays into the oppositions long-game. If indeed you want to keep this age cut off, then you can simply specify â€œa child age fifteen or youngerâ€ on line 25.

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Vernadette

Vernadette Broyles, Esq.
President and General Counsel
Child & Parental Rights Campaign, Inc.

5805 State Bridge Rd, Suite G310
Johns Creek GA 30097
Phone: 770-448-4525
vbroyles@childparentrights.org



On Aug 17, 2019, at 6:25 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

All, just a note to update you on status of the Vulnerable Child Protection Act.

Iâ€™m comfortable the bill and white paper are at or near final form.

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As always, please do not share this with media. The longer we can fly under the radar, the better.

Please let me know if you have questions. I am grateful for your support and prayers.

Fred
<Vulnerable Child Protection Act- August 11 draft.pdf>

Attachment:

From: VBroyles
Sent: 8/19/2019 12:04:51 PM
To: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "James Shupe" <jamie.shupe@yahoo.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
Subject: Re: update
Attachments: PastedGraphic-5.png

One last suggestion â€" add a definition for â€œmedical professionalâ€ in Section 1 that includes all the verbiage on lines 23 and 24, and so can have a clean Section 2 that says: â€œ*any medical professional or mental healthcare professional who engages in . . . or who causes them to be performed, for the purpose of . . .*"

Vernadette

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<Vulnerable Child Protection Act- August 11 draft.pdf>

From: Pamosa27
Sent: 8/19/2019 5:21:02 PM
To: "waltsbook@yahoo.com" <waltsbook@yahoo.com>
Cc: "95andrev@gmail.com" <95andrev@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>, "Kelsey Coalition" <kelseycoalition@gmail.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "VBroyles" <vbroyles@childparentrights.org>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Mast Richard" <RMast@lc.org>, "Sharp Matt" <msharp@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>
Subject: Re: update

Fred, the version in red is good, solid, and clear.

A perception may be incorrect by science and reality; but in todayâ€™s varied interpretation of language, it will be found as paternalistic (as if my perception is correct and yours is not.)

On Aug 19, 2019, at 1:15 PM, Walt Heyer <waltsbook@yahoo.com> wrote:

> I like it

On Mon, Aug 19, 2019 at 3:11 PM, Andre Van Mol <95andrev@gmail.com> wrote:

> I like it.
> Andre
>
> Sent from my iPhone
>
> On Aug 19, 2019, at 11:43 AM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:
>
> What do you think of the following language in red as a solution? Remember, the bill defines Sex as the "the biological state of being female or male, based on sex organs, chromosomes, and endogenous hormone profiles.â€
>
> 19 chromosomes, and endogenous hormone profiles.
>
> Except as provided in section 3 of this Act, any mental healthcare professional, or any physician, surgeon, physician assistant, nurse, clinical nurse specialist, nurse practitioner, anesthetist, or medical assistant licensed under Title 36 who engages in any of the following practices upon a child, or who causes them to be performed, for the purpose of attempting to change or affirm the child's perception of their sex, if said perception is inconsistent with the child's sex, is guilty of a Class 4 felony:

1. Performing surgeries that sterilize, including castration, vasectomy, hysterectomy, oophorectomy, metoidioplasty, orchiectomy, penectomy, phalloplasty, and vaginoplasty;

2. Performing a mastectomy;

3. Administering or supplying the following medications to induce transient or permanent infertility:

    a. Puberty-blocking medication to stop or delay normal puberty;

    b. Supraphysiologic doses of testosterone to females; or

    c. Supraphysiologic doses of estrogen to males; or

4. Removing any otherwise healthy or non-diseased body part.

Attachment:

From: Pamosa27
Sent: 8/20/2019 11:35:17 AM
To: "VBroyles" <vbroyles@childparentrights.org>
Cc: "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>, "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "James Shupe" <jamie.shupe@yahoo.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>
Subject: Re: update
Attachments: PastedGraphic-5.png

Fred and all, I agree with Vernadette on the definition of a child. If the age is to be defined at 15 and younger, then what about those under the age of majority that are excluded? Vernadette is absolutely correct that this population is just as vulnerable, albeit on a different level. They are still minors and to â€œnegotiateâ€ an age is to compromise...which leaves older teens without a voice to speak for them. And, what about the parents and their rights of these older teens who may not be aware of â€œtherapiesâ€ that the teen is seeking out in private?

I am witnessing firsthand an alarming increase in the rate of teens (in this age range) with suicidal attempts and drug overdoses in the PICU. We will be leaving them to the wolves if the age for this bill is not raised to the age of majority.

Monique

On Aug 19, 2019, at 2:01 PM, VBroyles <vbroyles@childparentrights.org> wrote:

> Fred
>
> Iâ€™ve read the much streamlined version and I have significant concerns about adding a definition for â€œchildâ€ at the outset that means 15 or younger.
>
> First, the other side has worked hard to lower the protections society provides to children in multiple arenas by creating the perception that pre-adults who are 16 and 17 are no longer â€œchildrenâ€ (i.e., abortion, sexual consent, contraceptions, consent to gender treatments). Yet, all of us know this is dangerously untrue â€” this is often the timeframe when children need the most protection and guidance from parents and adults because of what is being thrown at them. At minimum, I do not believe we should open with a definition of â€œchildâ€ that directly plays into the oppositions long-game. If indeed you want to keep this age cut off, then you can simply specify â€œa child age fifteen or youngerâ€ on line 25.
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Johns Creek GA 30097
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vbroyles@childparentrights.org



On Aug 17, 2019, at 6:25 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

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Fred
<Vulnerable Child Protection Act- August 11 draft.pdf>

Attachment:

From: Fred Deutsch
Sent: 8/20/2019 1:12:12 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "VBroyles" <vbroyles@childparentrights.org>, "Pamosa27" <pamosa27@comcast.net>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>
Subject: RE: update
Attachments: image001.png

Friends, establishing the age is a political calculation. If I believe it's feasible to increase the age after talking with legislators over the next few months, I will. You'll just have to trust me on this.

In response to Jamesâ€™ question, individuals aged 15 or younger in South Dakota are not legally able to consent to sexual activity, and such activity may result in prosecution for statutory rape. South Dakota statutory rape law is violated when a person has consensual sexual intercourse with an individual under age 16. A child petitioning for emancipation must be at least sixteen years old in SD. That's the landscape. -- Fred

---

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Tuesday, August 20, 2019 2:47 PM
To: VBroyles <vbroyles@childparentrights.org>; Pamosa27 <pamosa27@comcast.net>
Cc: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Andre Van Mol <95andrev@gmail.com>; Jon Uhler <jkuvpc@yahoo.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; michael.biggs@sociology.ox.ac.uk
Subject: Re: update

Like many of you, I initially wrestled with this same question about age, but then I started looking at some of South Dakota's laws, such as the age of consent for sex, emancipation, age of consent for medical treatment, etc.

Fred, if possible, can you give the group the legal age for these types of things and others that come to mind?

Politics generally always involves compromise. That said, I'd rather settle for 16 than having this done to 13-14 year-olds, which is happening in places like Oregon and California already. The extra time might well save at least some of them. And WPATH is trying to take that age far lower.

An example:

https://www.sandiegouniontribune.com/lifestyle/people/sdut-transgender-teens-new-life-2016apr07-story.html

James

On Tuesday, August 20, 2019, 03:35:21 PM EDT, Pamosa27 <pamosa27@comcast.net> wrote:

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Johns Creek GA 30097
Phone: 770-448-4525
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Fred
<Vulnerable Child Protection Act- August 11 draft.pdf>

Attachment:

From: Fred Deutsch
Sent: 1/11/2020 7:36:32 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "William Malone" <malone.will@gmail.com>, "Matt Sharp" <msharp@adflegal.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Gary McCaleb" <gmccaleb@adflegal.org>, "Shafer Jeff" <jshafer@adflegal.org>, "Keller Jonathan" <jonathank@californiafamily.org>, "Burt Greg" <gregb@californiafamily.org>, "Laura Haynes" <laurahaynesphd3333@gmail.com>, "Jax Rene" <renejaxiwritebooks@gmail.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Grossman Miriam" <miriamgrossmanmd@hotmail.com>, "Andre Van Mol" <95andrev@gmail.com>
Cc: "Mary McAlister" <mmcalister@childparentrights.org>, "Quentin Van Meter" <kidendo@comcast.net>, "Jane Robbins" <rlrobb123@gmail.com>
Subject: RE: Utah Bill
Attachments: image001.png

Thanks for the heads up. I donâ€™t know him but asked Eagle Forum to make introductions and forward him the SD bill and other material thatâ€™s been developed by those on this list. Our SD bill becomes public late Tuesday and will heard in committee on Friday. Prayers are appreciated. - Fred

---

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Saturday, January 11, 2020 9:24 AM
To: Vernadette Broyles <vbroyles@childparentrights.org>; Cretella Michelle <drmcretella@gmail.com>; Michael Laidlaw <mike@drlaidlaw.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Monique Robles MD <pamosa27@comcast.net>; McHugh Paul <pmchugh1@jhmi.edu>; William Malone <malone.will@gmail.com>; Matt Sharp <msharp@adflegal.org>; Brooks Roger <rbrooks@adflegal.org>; Gary McCaleb <gmccaleb@adflegal.org>; Shafer Jeff <jshafer@adflegal.org>; Keller Jonathan <jonathank@californiafamily.org>; Burt Greg <gregb@californiafamily.org>; Laura Haynes <laurahaynesphd3333@gmail.com>; Jax Rene <renejaxiwritebooks@gmail.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Grossman Miriam <miriamgrossmanmd@hotmail.com>; Andre Van Mol <95andrev@gmail.com>; Fred Deutsch <Fred.Deutsch@sdlegislature.gov>
Cc: Mary McAlister <mmcalister@childparentrights.org>; Quentin Van Meter <kidendo@comcast.net>; Jane Robbins <rlrobb123@gmail.com>
Subject: Utah Bill

Representative Deutsch,

Are you in contact with Representative Daw to make sure this gets the right language?

https://kutv.com/news/local/utah-lawmaker-proposing-ban-on-transgender-surgery-for-minors

James Shupe

On Wednesday, October 30, 2019, 11:43:16 AM EDT, Fred Deutsch <fred.deutsch@sdlegislature.gov> wrote:

Fantastic! I believe Georgia will be the forth state to introduce the bill! â€“ Fred Deutsch

---

From: Vernadette Broyles <vbroyles@childparentrights.org>
Sent: Wednesday, October 30, 2019 10:40 AM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Cretella Michelle <drmcretella@gmail.com>; Michael Laidlaw <mike@drlaidlaw.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Monique Robles MD <pamosa27@comcast.net>; McHugh Paul <pmchugh1@jhmi.edu>; William Malone <malone.will@gmail.com>; Matt Sharp <msharp@adflegal.org>; Brooks Roger <rbrooks@adflegal.org>; Gary McCaleb <gmccaleb@adflegal.org>; Shafer Jeff <jshafer@adflegal.org>; Keller Jonathan <jonathank@californiafamily.org>; Burt Greg <gregb@californiafamily.org>; Laura Haynes <laurahaynesphd3333@gmail.com>; Jax Rene <renejaxiwritebooks@gmail.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Grossman Miriam <miriamgrossmanmd@hotmail.com>; Andre Van Mol <95andrev@gmail.com>; James Shupe <jamie.shupe@yahoo.com>
Cc: Mary McAlister <mmcalister@childparentrights.org>; Quentin Van Meter <kidendo@comcast.net>; Jane Robbins <rlrobb123@gmail.com>
Subject: Fwd: GA bill

Team

Truth is arising in Georgia! Representative Earhart, with whom Jane Robbins and I met a couple of weeks ago, released this press statement today. She is filing our bill this legislative session in Georgia.

Kudos to Quentin, who makes a powerful statement in support of this bill right out the starting gate! You all should know that Ginny (Rep. Earhart) beat her Democratic opponent last year in a very purple district within the city limits of Atlanta who was a trans-activist parent campaigning on this issue. Ginny stood passionately and courageously on the truth and beat her. She is a fantastic God-choice to carry this bill forward. And sheâ€™s working with Fred too.

Am stoked for what God is doing in Georgia â€" including a stall to the trans activist agenda in Pickens County (weâ€™re on it)! And intercessors are praying. Please add us and Rep. Ginny Earhart to your prayer teams around the country.

Quentin â€" May need your help on Pickens County - will be in touch.

Blessings to all!

Vernadette

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5805 State Bridge Road
Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org

www.childparentrights.org

Begin forwarded message:

From: jwrobbins <jwrobbins@protonmail.com>

Subject: GA bill

Date: October 30, 2019 at 10:30:31 AM EDT

To: Vernadette Broyles <vbroyles@adoptionfamilylaw.com>

Reply-To: jwrobbins <jwrobbins@protonmail.com>

Ginny decided the time was right. See press release, attached. Let the games begin.

Sent with ProtonMail Secure Email.

From: Rep. Fred Deutsch (via Twitter)
Sent: 3/23/2019 12:38:26 PM
To: "Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Rep. Fred Deutsch (@FredDeutsch) has sent you a Direct Message on Twitter!



Rep. Fred Deutsch sent you a Direct Message.

Drivers license is not currently an issue. Allowing transgender students to participate on the opposite biological sex's team has been to our legislature three times and lost each time. Student privacy had been to the legislature once in 2016. It passed but was vetoed by the governor. We are also discussing making it illegal for a physician to practice affirmation therapy on minors. The challenge in getting these bills passes is too many buy into transgender ideology. Too few recognize it as a lie.

Reply

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Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

From: Rep. Fred Deutsch (via Twitter)
Sent: 3/23/2019 12:39:39 PM
To: "Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Rep. Fred Deutsch (@FredDeutsch) has sent you a Direct Message on Twitter!



Rep. Fred Deutsch sent you a Direct Message.

And yes, I did read it.

Reply

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Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

From: Rep. Fred Deutsch (via Twitter)
Sent: 3/23/2019 12:48:53 PM
To: "Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Rep. Fred Deutsch (@FredDeutsch) has sent you a Direct Message on Twitter!



Rep. Fred Deutsch sent you a Direct Message.

Thank you. Legislative session won't begin until Jan 2020. We'll be planning until then and will be in touch.

Reply

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Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

From: Rep. Fred Deutsch (via Twitter)
Sent: 8/7/2019 9:16:13 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Rep. Fred Deutsch (@FredDeutsch) has sent you a Direct Message on Twitter!

Rep. Fred Deutsch sent you a Direct Message.

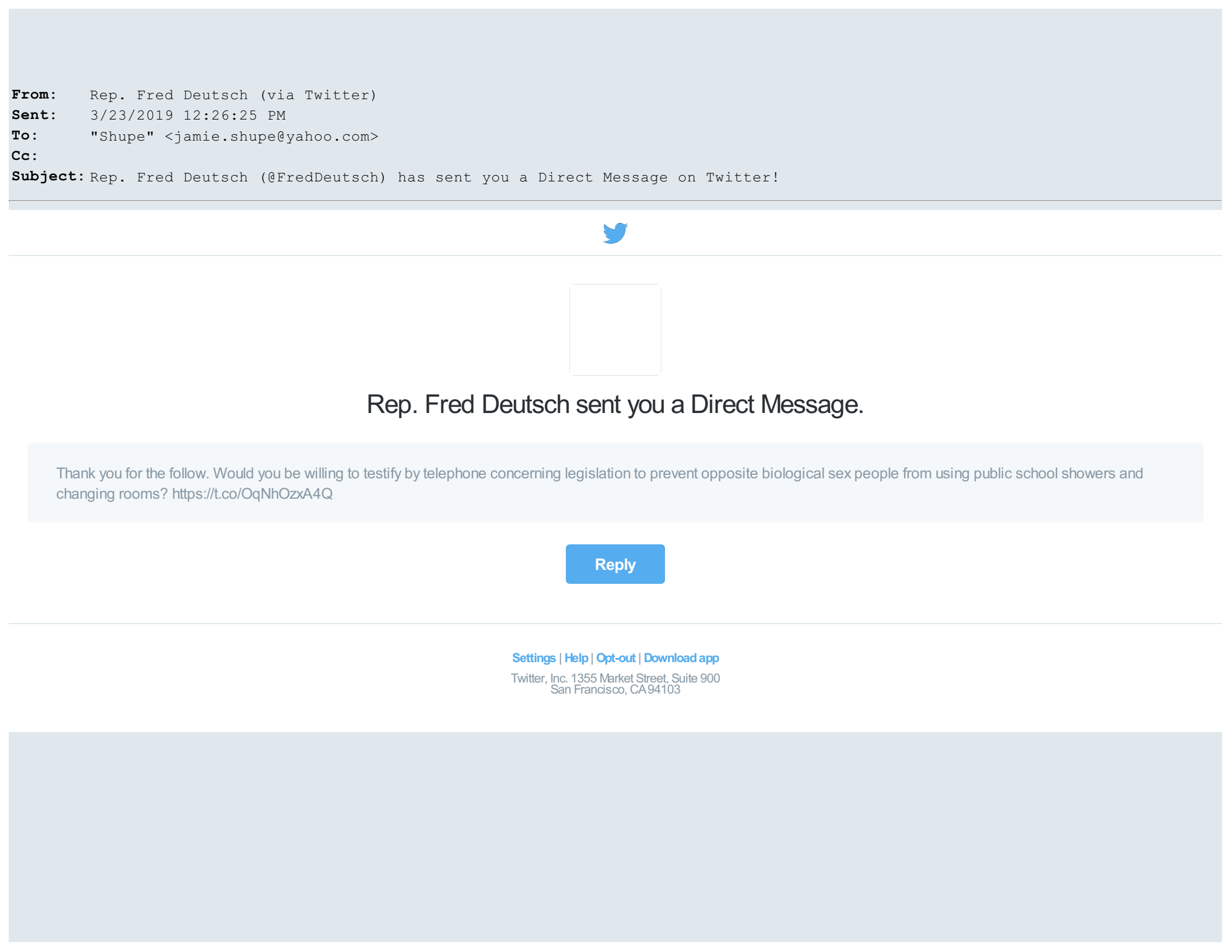
Jon Uhler, passed along conversation beteen you two. I think it would be helpful for you to share your story over the phone during committee testimony in January. Total time for our side will be 20 mons, so it will break down to 2-3 mins per speaker. Emotional, honest human stories will be important for us. I am emailing you drafts of the bill and the white paper I am usning to educate legislators.- Fred

Reply

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Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

From: Rep. Fred Deutsch (via Twitter)
Sent: 3/23/2019 12:26:25 PM
To: "Shupe" <jamie.shupe@yahoo.com>
Cc:
Subject: Rep. Fred Deutsch (@FredDeutsch) has sent you a Direct Message on Twitter!



Rep. Fred Deutsch sent you a Direct Message.

Thank you for the follow. Would you be willing to testify by telephone concerning legislation to prevent opposite biological sex people from using public school showers and changing rooms? https://t.co/OqNhOzxA4Q

Reply

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Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 11/5/2019 2:26:11 PM
To: "Cretella Michelle" <drmcretella@gmail.com>
Cc:
Bcc:
Subject: Request For A Standards Of Care Document By ACPeds
Attachments: Andrea CAGLE Plaintiff-Appellant v UNITED STATES OF AMERICA Defendant-Appellee.doc

---

Hello Dr. Cretella,

I wanted to reach out and see if the medical association you are involved with would consider authoring a "standards of care" for people suffering from gender issues?

As you well know, WPATH has one, which is going to cause problems for litigants who have been harmed by gender ideology.

The following court document is provided for your review to show the need for such a document.

My best,

James Shupe

---- Forwarded Message ----
From: "westlaw@westlaw.com" <westlaw@westlaw.com>
To: "bob@sullivanshoemaker.com" <bob@sullivanshoemaker.com>; "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Sent: Thursday, August 8, 2019, 12:42:40 PM EDT
Subject: Andrea CAGLE, Plaintiff-Appellant, v. UNITED STATES OF AMERICA, Defendant-Appellee.

Bob Sullivan sent you content from Westlaw.
Please see the attached file.

Item: Andrea CAGLE, Plaintiff-Appellant, v. UNITED STATES OF AMERICA, Defendant-Appellee.
Citation: 2018 WL 816387
Sent On: Thursday, August 8, 2019
Sent By: Bob Sullivan
Client ID: SHUPE

Note: James: The key language is "breach of the applicable standard of care". This is a brief filed by the VA in a recent Med Mal case in Florida. It is not a perfect resource, but it does show you some of the arguments you are likely to face from the VA when you file.

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From: Fred Deutsch
Sent: 1/14/2020 1:42:20 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Subject: SD Bill status

I will turn in the SD bill in about an hour and a half. It will then become a public document. Of the 105 members in the legislature, we ended up with 42 co-sponsoring the bill. We head into committee hearing on Friday with a good head of steam.

Fred

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/10/2020 8:22:02 AM
To: "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Richard Mast" <rmast@lc.org>, "Matt Sharp" <msharp@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Quentin Van Meter" <kidendo@comcast.net>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Roger Brooks" <rbrooks@adflegal.org>, "Walt Heyer" <waltsbook@yahoo.com>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "Mary McAlister" <mmcalister@childparentrights.org>, "Jane Robbins" <rlrobb123@gmail.com>, "drmcretella@gmail.com" <drmcretella@gmail.com>
Bcc:
Subject: Sex Not Gender

All,

Speaking of legislative issues. Please do your best to educate lawmakers and others in the harm of using the word gender instead of sex.

This is Exhibit A from yesterday's news: “Gender is Real Legislative (GIRL) Act”

https://www.al.com/news/2020/01/alabama-lawmaker-aims-to-keep-transgender-athletes-off-school-teams.html

I shared this with Roger Brooks earlier.

The legal definition of gender only listed “masculine, feminine or neuter” to establish that state law applied equally to men and women, even when masculine pronouns were used, the Tuesday opinion said.

The appellate panel instead based its reasoning on the dictionary meaning of the word “gender” in 1988, which limited the meaning to “sex,” or the “biological roles of male and female.”

To assume that the 1988 use of “gender” in the ethnic intimidation law encompassed transgender individuals “strains credulity” and so the law cannot be applied to Steuball’s case, Gadola wrote.

https://www.detroitnews.com/story/news/local/michigan/2020/01/08/michigan-appeals-panel-ethnic-intimidation-law-does-not-protect-transgender/2844368001/

Similarly, as training materials are produced, it would be great to create some stuff about the dirty and inconsistent history of gender identity to educate lawmakers and give them talking points, something I've come to believe many policymaker are not familiar with.

I've started plugging all the inconsistent definitions of gender identity into this site of mine.

We've gone from the John Money days of transsexuals having a gender identity to it now being claimed that well have a gender identity. Then around 2011, the other 80 or so flavors of gender started getting unleashed and backed by the APA, etc.

https://sites.google.com/view/genderidentitydefinitions/gender-identity-definitions?authuser=0

The language matters. Every time we use the words gender or gender identity we are advancing the ideology as real and legit Apologies if I come off as preaching on this one, but I'm proof of the harm.

Blessings,

James

From: Google
Sent: 11/19/2018 6:50:52 AM
To: jamie.shupe@yahoo.com
Cc:
Subject: Someone added you as their recovery email

Google

Transgender Reporter

Someone added jamie.shupe@yahoo.com as their recovery email

transgenderreport@gmail.com wants your email address to be their recovery email.

If you don't recognize this account, it's likely your email address was added in error. You can remove your email address from that account. Disconnect email

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Attachment:

From: Fred Deutsch
Sent: 8/7/2019 10:02:49 PM
To: "jamie.shupe@yahoo.com" <jamie.shupe@yahoo.com>
Cc:
Subject: South Dakota legislation
Attachments: Vulnerable Child Protection Act 8-1-2019.docx, South Dakota GD white paper 8-6-19-FD.docx

---

Attached is a draft of the bill and white paper. I am grateful for your help. – Fred

PS Suggestions for modifications to the white paper are always welcome.

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/15/2020 1:04:23 PM
To: "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "Vernadette Broyles" <vbroyles@childparentrights.org>
Cc: "Natasha Chart" <natasha.chart@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Scott Newgent" <scottnewgent@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "Andre Van Mol" <95andrev@gmail.com>, "Scott, Greg" <greg.scott@heritage.org>, "David Pickup" <davidpickuplmft@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Monique Robles MD" <pamosa27@comcast.net>, "Jane Robbins" <rlrobb123@gmail.com>, "Quentin Van Meter" <kidendo@comcast.net>, "Hudson, MD Bernard" <loyolamd82@gmail.com>
Bcc:
Subject: Talking Points: The suicide Issue

Here are my suggested talking points on the suicide issue.

1. The very numerous late age gender transitions debunk the myth that "it's transition or suicide." In fact, the plaintiff in the Medicare lawsuit was 74-years-old. How you do you make it that far and claim this is medically necessary and you'll commit suicide if you don't get it? It's a lie to force the insurance companies to pick up the tab.

https://www.usatoday.com/story/news/nation/2014/05/30/medicare-sex-reassignment/9789675/

2. Here's the trans woman surgeon bragging about the Medicare win.

https://marcibowers.com/blog/victory-medicare-to-cover-transgender-services/

3. The doctors tell the patients to threaten suicide.

"Wong said a suicide threat was an effective means of accomplishing this goal."

“So what you need is, you know what? Pull a stunt. Suicide, every time, [then] they will give you what you need,” Wong said, adding that gender-dysphoric kids “learn that. They learn it very fast.”

https://thefederalist.com/2019/04/01/doctor-advises-threatening-suicide-get-transgender-treatments-kids/

4. The media writes articles about New Zealand having a 50-year wait for surgery, but they're not killing themselves because of it. Similarly, the UK has a lengthy backlog for treatment, again, no mass suicides.

https://www.nzherald.co.nz/nz/news/article.cfm?c_id=1&objectid=11702389

5. The kids who do kill themselves, like this one, have extreme mental health issues. Their suicides then get used as activism.

"In the spring I was hospitalized because of the toxic environment and relationships I was experiencing, at home and at school, with my family and my peers. During this time, the inner turmoil of confusion over my identity only escalated. I went through several identities, sometimes changing every two weeks, from pansexual to lesbian, genderqueer, bigender, and genderfluid. Finally, in the summer before 10th grade, I discovered I was transgender."

https://ourlivesmadison.com/article/motivated-empowered/

I have 5-10 articles about the seriously mental ill ones killing themselves I can dig up.

6. The Swedish Study says they kill themselves anyway after getting surgery.

https://journals.plos.org/plosone/article?id=10.1371/journal.pone.0016885

There's a reason trans activists had my Wordpress Archive shut down. They didn't like all these types of articles being collected and ready for use.

James

On Wednesday, January 15, 2020, 03:07:56 PM EST, Vernadette Broyles <vbroyles@childparentrights.org> wrote:

You could pull from our suicide handout (attached again).

Fred — You should contact the SD ACLU and ask them for the study(ies) that they base their claim that "transgender youth whose families affirm their gender identity have a 52 percent decrease in suicidal thoughts, a 48 percent decrease in suicide attempts and significant increases in self-esteem and general health". One of our MD's can then review them and provide refutation of their alleged evidence.

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel

5805 State Bridge Rd., Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org
www.childparentrights.org

> On Jan 15, 2020, at 2:45 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:
>
> We will need to respond to the suicidal thoughts quote. Who is best qualified on our team? Bernie? - Fred
>
> **From:** Janna Farley <jfarley@aclu.org>
> **Subject: ACLU of SD opposes bill that would criminalize medically necessary care for transgender youth**
> **Date:** January 15, 2020 at 12:11:18 PM CST
> **To:** Chapter Media <ChapterMedia@aclu.org>
>
> <image003.png>
> **FOR IMMEDIATE RELEASE**: Jan. 15, 2020
> **MEDIA CONTACT**: Janna Farley, jfarley@aclu.org or 605-366-7732
>
> ## ACLU of South Dakota opposes House Bill 1057
>
> The ACLU of South Dakota opposes House Bill 1057, a bill that would criminalize doctors for providing medically necessary care for transgender youth.
>
> The bill, which was introduced Tuesday, would make it a felony for medical providers to treat youth consistent with evidence-based treatment protocols. HB 1057 continues the streak of bills that would codify discrimination against transgender youth that the South Dakota Legislature has attempted to pass over the last five years.

Like all health care, health care for transgender youth is individualized and based on the needs of each particular person. This bill would take away private health care choices around the provision of medical care consistent with prevailing medical and scientific standards. Such choices should be made between a doctor and a patient, not politicians.

“Transgender kids, like all kids, deserve a chance to experience joy, to learn in a safe environment, to get the health care that they need, and to survive into adulthood,” said Libby Skarin, policy director for the ACLU of South Dakota. “When the government proposes laws that would stigmatize them and undermine their care, they lose those opportunities.”

By blocking medical care supported by every major medical association, including the American Academy of Pediatrics and the American Medical Association, the legislature is compromising the health of trans youth is dangerous and potentially life-threatening ways. Research shows that transgender youth whose families affirm their gender identity have a 52 percent decrease in suicidal thoughts, a 48 percent decrease in suicide attempts and significant increases in self-esteem and general health.

No other state has passed a law like HB 1057. It is unconstitutional to single out one group of people and categorically ban all care, no matter how medically necessary.

“Every year, South Dakota lawmakers zero in on transgender youth and every year the transgender community is hurt while meaningful problems go unaddressed,” Skarin says. “The more we legislate solutions in search of problems, the more our communities suffer. It’s time we stop these attacks and focus on issues that matter to the people of South Dakota. Discrimination against a marginalized group is a distraction from the state’s real needs and hurts us all.”

About the ACLU of South Dakota

Decisions made during the annual sessions of the South Dakota Legislature have a deep and lasting impact on our state’s people and communities. As new laws are created and others repealed or written, it’s important to ensure that these changes preserve and strengthen our constitutional rights.

Based in Sioux Falls, the American Civil Liberties Union of South Dakota is a non-partisan, nonprofit organization dedicated to the preservation and enhancement of civil liberties and civil rights. The ACLU of South Dakota is part of a three-state chapter that also includes North Dakota and Wyoming. The team in South Dakota is supported by staff in those states.

The ACLU believes freedoms of press, speech, assembly, and religion, and the rights to due process, equal protection and privacy, are fundamental to a free people. In addition, the ACLU seeks to advance constitutional protections for groups traditionally denied their rights, including people of color, women, and the LGBTQ communities. The ACLU of South Dakota carries out its work through selective litigation, lobbying at the state and local level, and through public education and awareness of what the Bill of Rights means for the people of South Dakota.

###

Attachment:

From: Margaret Clarke
Sent: 2/10/2020 6:00:11 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Thank You for Your Article
Attachments: image004.jpg

Good morning James,

Thank you for your precious message of redemption. I am leading a coalition her in Alabama to adopt a bill similar to Rep. Fred Deutsch's. He and Michelle have been coaching us. You will be on our prayer list. It is so encouraging to see the genuine work of the Lord in your heart and your courage to admit failure. More importantly that Jesus Christ is the sole help of you heart and sole. Heart change is the greatest miracle of all!! Your testimony gives God great glory!!!

Thank you so much,
Margaret

Margaret Clarke, General Counsel
Eagle Forum of Alabama
Leading the pro-family movement since 1972
205.879.7096 office
205.587.5166 cell
margaretclarke317@icloud.com
www.eagleforum.org

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Attachment:

From: Margaret Clarke
Sent: 3/19/2020 12:18:47 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: Thank you Fred
Attachments: image004.jpg

Begin forwarded message:

From: Margaret Clarke <margaretclarke317@icloud.com>
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Date: March 19, 2020 at 3:17:11 PM CDT
To: "Dr. Fred Deutsch" <drfred@deutschclinic.com>
Cc: Julianne Young <juliannehyoung@gmail.com>, Michelle Cretella <drmcretella@gmail.com>, Katherine Cave <kelseycoalition@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, Mary McAlister <mmcalister@childparentrights.org>, Natasha Chart <natasha.chart@gmail.com>, Mast Richard <RMast@lc.org>, Steve Smith <steve@stevesmithlaw.com>, David Pickup <davidpickuplmft@gmail.com>, Eunie Smith <alaeagle@charter.net>, McCaleb Gary <mccgsm@gmail.com>, Glenn Ridder <glenn.ridder@outlook.com>, Horvath Hacsi <birdcatcher9@yahoo.com>, Laidlaw Michael <mike@drlaidlaw.com>, Jane Robbins <rlrobb123@gmail.com>, Patrick Lappert <patrick@lappertplasticsurgery.com>, MD Paul Hruz PhD <hruz_p007@att.net>, Matt Sharp <msharp@adflegal.org>, McHugh Paul <pmchugh1@jhmi.edu>, Monique Robles MD <pamosa27@comcast.net>, Quentin Van Meter <kidendo@comcast.net>, Brooks Roger <rbrooks@adflegal.org>, Timothy Millea MD <TMillea@qcora.com>, Vernadette Broyles <vbroyles@childparentrights.org>, Kaycee Heyer <waltsbook@yahoo.com>, William Malone <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, "sjvick@senate.idaho.gov" <sjvick@senate.idaho.gov>

Dear Fred,

Please do not say that the South Dakota effort failed!!

You successfully inspired, encouraged and counseled numerous VCAP efforts around the country. You brought together the brightest most experienced professions from coast to coast to sacrificially and generously provide numerous white papers to persuade reticent legislators. You established the ideal witness list that we are all still following in our individual states. You lead the way with creative media efforts that each of us have tailored to our individual states and speakers. Your sacrifice of time, energy and resources was the epitome of servant leadership. Your courage to confront this growing abomination in spite of the attacks has fortified many other witnesses and legislative sponsors who have been attached knowing that you have gone before us. And, most importantly you connected us all to each other.

This is just beginning.

Thank you Fred, et. All.
Margaret Clarke, General Counsel

Eagle Forum of Alabama
Leading the pro-family movement since 1972
205.879.7096 office
205.587.5166 cell
margaretclarke317@icloud.com
www.eagleforum.org

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On Mar 19, 2020, at 2:32 PM, Dr. Fred Deutsch <drfred@deutschclinic.com> wrote:

Thank you for your courage. Though our session in SD is now over and our efforts to protect gender-confused vulnerable children failed, I continue to receive ugly email and social media posts. America needs more state legislators like you. – Fred Deutsch, South Dakota Rep.

From: Julianne Young <juliannehyoung@gmail.com>
Sent: Thursday, March 19, 2020 11:19 AM
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Mary McAlister <mmcalister@childparentrights.org>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@lc.org>; Steve Smith <steve@stevesmithlaw.com>; Dr. Fred Deutsch <drfred@deutschclinic.com>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>; Scott, Greg <Greg.Scott@heritage.org>; sjvick@senate.idaho.gov
Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: governor@gov.idaho.gov

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the

Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.

Julianne Young

On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.

On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
It has been confirmed that we will get a hearing toward the beginning of next week.

On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.

On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.

On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
Yes. This must be personalized!
Stories - not facts - move people to act!

Sent from my iPhone

On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states.
https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.

James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>

>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>
>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>

>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>
>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
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>>>>>>>>>>>>> Thoughts on this idea?
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>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
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>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
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>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
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>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our

Department of Health and Welfare vital statistics folks?
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.
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>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>> *Licensed in Virginia
>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>> I think that works.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or “non-binary,” and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side’s language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>> Liberty Counsel
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>;

Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>; McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner’s Syndrome, Klinefelter’s Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.

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>>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”
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>>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
>>>>>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>   “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>   Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are

legally applicable facts fundamental to the performance of public and private policies and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.
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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,

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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>>>>>>> This message and any attachment are intended for the person to whom it is addressed. If you are not the intended recipient, notify us immediately by replying to this message and deleting it from your computer, because any distribution of this message by you is strictly prohibited. Email cannot be guaranteed secure or error-free. We do not accept responsibility for errors that result from email transmissions. Opinions expressed in this email are solely those of the author and do not necessarily represent those of the organization.
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www.KelseyCoalition.org

Begin forwarded message:

From: Margaret Clarke <margaretclarke317@icloud.com>
Subject: Fwd: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Date: March 19, 2020 at 11:20:38 AM CDT
To: Quena Gonzalez <qdg@frc.org>, Peter Sprigg <pss@frc.org>, Travis Weber <tsw@frc.org>

FYI

Begin forwarded message:

From: Julianne Young <juliannehyoung@gmail.com>

Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
Date: March 19, 2020 at 11:19:17 AM CDT
To: Michelle Cretella <drmcretella@gmail.com>
Cc: Kelsey Coalition <kelseycoalition@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, Mary McAlister <mmcalister@childparentrights.org>, Natasha Chart <natasha.chart@gmail.com>, Richard Mast <RMast@lc.org>, Steve Smith <steve@stevesmithlaw.com>, Fred Deutsch <drfred@deutschclinic.com>, David Pickup <davidpickuplmft@gmail.com>, Eunie Smith <alaeagle@charter.net>, Gary McCaleb <mccgsm@gmail.com>, Glenn Ridder <glenn.ridder@outlook.com>, Horvath Hacsi <birdcatcher9@yahoo.com>, Michael Laidlaw <mike@drlaidlaw.com>, Jane Robbins <rlrobb123@gmail.com>, Lappert Patrick <patrick@lappertplasticsurgery.com>, MD Paul Hruz PhD <hruz_p007@att.net>, Margaret Clarke <margaretclarke317@icloud.com>, Matt Sharp <msharp@adflegal.org>, McHugh Paul <pmchugh1@jhmi.edu>, Monique Robles MD <pamosa27@comcast.net>, Quentin Van Meter <kidendo@comcast.net>, Roger Brooks <rbrooks@adflegal.org>, Timothy Millea MD <TMillea@qcora.com>, Vernadette Broyles <vbroyles@childparentrights.org>, Walt Heyer <waltsbook@yahoo.com>, William Malone <malone.will@gmail.com>, "Scott, Greg" <Greg.Scott@heritage.org>, sjvick@senate.idaho.gov

H509 passed the Senate 27-6 with the support of every Republican Senator. The governor is receiving national pressure to veto. Any support that can be communicated is helpful: *governor@gov.idaho.gov*

Here is a link to my Facebook page where I posted my comments, as I provided them to CNN, along with a link to their 'news coverage' of H509. https://www.facebook.com/YoungForIdahoHouse/

Thank you again for your help and support in this effort. Prayers for the governor and his staff now!

Julianne Young

On Tue, Mar 17, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> Yesterday H500, a bill protecting female athletes from being displaced by biological males, was debated in the Senate and passed 11 to 24. I believe the vote will be similar on H509. It is now about bill number 30 on the Senate third reading calendar. I continue to pray that we get a vote before we are disbanded due to the coronavirus. If we adjourn, it will die. It could be late today if bills move quickly or, perhaps, tomorrow.
>
> Julianne Young
>
> On Sat, Mar 14, 2020 at 8:51 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > Our committee hearing went well and we came through Senate State Affairs with a party line vote. 509 has been hanging on the Senate third reading calendar waiting for a floor vote for several days and they are not moving business through very quickly. There are more than 50 bills ahead of us and they are talking about adjourning mid-week next week because of the corona virus. We have the support of leadership but the Democrats will be attempting to use the time pressure against us. Your prayers are appreciated.
> >
> > On Thu, Mar 5, 2020 at 8:13 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > It has been confirmed that we will get a hearing toward the beginning of next week.
> > >
> > > On Wed, Mar 4, 2020 at 8:49 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > I believe that our ability to address the negative AG opinion which came out Friday (after H509 passed the House) will be critical. I'm attaching the opinion (with my scribbles). Your criticism and suggestions are appreciated. Thanks.
> > > >
> > > > On Wed, Mar 4, 2020 at 7:44 AM Julianne Young <juliannehyoung@gmail.com> wrote:
> > > > > I heard from the Speaker last night that we will have a hearing for H509 on the Senate side. I will be more

confident in this when I hear it from the chairman, but I have good reason to hope. It's time to think about what we will present and who might be able to testify. I will let you know as soon as I have more information.

On Sat, Feb 22, 2020 at 2:50 PM <drmcretella@gmail.com> wrote:
> Yes. This must be personalized!
> Stories - not facts - move people to act!
>
> Sent from my iPhone

On Feb 22, 2020, at 4:25 PM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:

Although we all know this whole thing is ridiculous and it is Orwellian that we have to have a bill to say that 1+1=2, I think sometimes people can see this issue more clearly when we can personalize the issue.

Consider if you are a mother of a daughter. One day your daughter could decide without your involvement to change her birth certificate. This legal document would now say that you gave birth to a son. You have zero say. This document is a lie about your personal life and your health history and is happening to KC parents in many states. https://transgenderlawcenter.org/resources/id/state-by-state-overview-changing-gender-markers-on-birth-certificates

On Sat, Feb 22, 2020 at 2:57 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
> As these bills are advanced, I think it's important to do at least some education on the history of gender identity, even if just briefly, because I don't believe there are very many lawmakers that are actually knowledgeable on the topic. No doubt many of them will find it disturbing to learn they're older than the quack theories behind the whole sham.
>
> James

On Saturday, February 22, 2020, 02:48:38 PM EST, Michelle Cretella <drmcretella@gmail.com> wrote:

But it is even worse than any other example in history in the sense that the State is forcing people to participate in a lie akin to 2+2=5 ... I mean NO ONE should have to appeal to their "Freedom of Religion/Conscience" to stand up against 2+2=5 / a man is NOT a woman! If this is not the definition of insane I don't know what is!

On Sat, Feb 22, 2020 at 2:14 PM Mary McAlister <mmcalister@childparentrights.org> wrote:
> Excellent point Dr. C. That is one of the arguments we are making regarding the school affirmation policies, i.e., the state is compelling students to utter a false statement, which violates free speech

and free exercise rights (or rights of conscience generally). That's underlying pronoun policies and privacy facilities use policies requiring children to affirm classmates are girls when they are boys.
>
> Mary E. McAlister, Esq.
> Senior Litigation Counsel
> Child & Parental Rights Campaign
> P.O. Box 637
> Monroe, VA 24574
> 434 610-0873
> mmcalister@childparentrights.org
> childparentrights.org
>
> On Sat, Feb 22, 2020, 1:36 PM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>> Just to expand a bit on the parent argument...it not simply the state being complicit in a legal fiction (that a girl was actually born a boy), but it is the state compelling an unwilling party to party to that legal fiction...parents whose legal records state they gave birth to a son when they really gave birth to a daughter.
>>
>> Haven't had a chance to watch the hearing, but was this argument part of the testimony?
>>
>>
>>
>> On Sat, Feb 22, 2020 at 11:22 AM Kelsey Coalition <kelseycoalition@gmail.com> wrote:
>>> Thank you, Julianne. Have you considered the argument from the parent perspective? When birth certificates are changed, they create a legal fiction involving unwilling parents: That a mother who gave birth to a daughter gave birth to a son, and vice versa. As recently as last month, a mother wrote to us expressing absolute shock that her young adult daughter can change her birth certificate without her permission. As she stated, she and her husband do not want their names connected to a "blatant lie."
>>>
>>> FYI, to encourage people to write to Idaho House members, I tweeted out a link to the bill and the House Members' emails here:
>>> https://twitter.com/CoalitionKelsey/status/1231246802189475842?s=20
>>>
>>> If any of you are on twitter, please retweet. Thank you! -K
>>>
>>> On Sat, Feb 22, 2020 at 9:42 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>> The House State Affairs committee sent our bill to the floor on a party line vote with a do-pass recommendation.
>>>>
>>>> We had some great testimony (in opposition) from the National Organization of Women representative, Janelle Winterstein. Janelle opposed the bill, suggesting that it is uncharacteristic of the acceptance and kindness she has felt from Idahoans, including many of the more conservative members of the state affairs committee. It seems that this testimony would be a great benefit should a court be seeking evidence that this bill is motivated by animus.
>>>>
>>>> Our strongest opposition came from the Lambda Legal Attorney who represented the plaintiffs in F.V. v Barron (a very tall woman if you're skimming the video looking for her testimony). She countered some of my statements which suggested that this issue has not been robustly examined based on it's impacts on public policy and the state generally because the state conceded everything and the

arguments make (based on the West Law minutes) addressed only the interests of the agency and not the public at large. She argued that everything I brought up had already been heard and considered by the court and that they have already decided this issue. By passing this bill, we are placing the DHW in a position to be found in contempt of court. This argument, coupled with the court costs may sway moderate republicans in the House and could stop the bill in the Senate if we don't have a strong counter-argument on the House floor. It could be up for debate on the floor as soon as next Tuesday and must be transmitted to the Senate by the end of the week.
>>>>
>>>> The video of the hearing is available here: https://legislature.idaho.gov/sessioninfo/2020/standingcommittees/HSTA/ . It does take awhile to open. It was about a 2 hour hearing. There was a very short bill right before mine but it only took a couple of minutes. Most of the file is our bill.
>>>>
>>>> Counter arguments I am considering include:
>>>>
>>>> The proposed statute complies with the requirement of the injunction in that the statute does not automatically reject applications to amend this category of material facts, but establishes a process by which those applications may be reviewed and considered. This process protects the interest of the state in ensuring the accuracy of material statistics.
>>>>
>>>> The legislature rejects the argument that biological sex is gender identity. Courts are required to observe the definitions established in the law. The legislative branch, including on the federal level, has consistently acted on a biological definition of sex. Yet, this court relied upon the conflation of sex and gender identity in issuing their ruling. The conflation of these terms in the law severely undermines the compelling interest of the state and jeopardizes the health and safety of all Idahoans. Sex specific policies have been upheld by the courts for decades specifically because of the material distinctions between male and female, statistically speaking. If we accept the premise that these distinctions are irrelevant, that sex is gender identity irrespective of biological fact, we must also find that all sex-based distinctions are discriminatory.
>>>>
>>>> I would sincerely appreciate legal feedback and suggestions.
>>>>
>>>> Julianne Young
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>>>> On Thu, Feb 20, 2020 at 7:34 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>> The Idaho Vital Statistics Act will be heard tomorrow morning in State Affairs. Our meetings are usually at 9 but I won't be surprised if we start at 8 AM. It will be available live online or recorded if any are interested in listening. We may get some ideas that will help as we head to the Senate.
>>>>>
>>>>> On Wed, Feb 12, 2020 at 2:59 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>> Does anyone have a contact in the research and statistics world or someone in the insurance industry (medical or car) that could provide a statement explaining the value of accurate information regarding biological sex as a qualifying characteristic for sex specific differences in policies, etc? These are research based private policies. When we fundamentally alter the legal definition of sex we undercut their ability to effectively implement those research-based policies.
>>>>>>

>>>>>> On Tue, Feb 11, 2020 at 6:05 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>> Hello all,
>>>>>>>
>>>>>>> I am adding Senator Steve Vick to this email group. He will be carrying the bill on the Senate side. We are on the agenda to print the bill in House State Affairs on Thursday and are working toward a full hearing a week from Wednesday. Welcome Senator Vick! We are glad to have you on board!
>>>>>>>
>>>>>>> Julianne Young
>>>>>>>
>>>>>>> On Mon, Feb 10, 2020 at 9:54 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>> And one last document-- This is an op-ed/ press statement if it passes muster:
https://docs.google.com/document/d/1Z8k-zehU6_j9JN-iHbG5-NV1LeQrlddM3Cryl_LXzFw/edit
>>>>>>>>
>>>>>>>> Feel free to comment on it and mark it up.
>>>>>>>>
>>>>>>>> On Mon, Feb 10, 2020 at 4:31 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>> Thank you all so much for your help and input. Here is an outline of talking points. Please weigh in and share cautions, resources, or additional ideas. Our full hearing will be a week from Wednesday.
>>>>>>>>>
>>>>>>>>> https://docs.google.com/document/d/1FckQ5aKuniUTqJ8psNrWRRIYTNzn84uqLvQWRyj4FGI/edit
>>>>>>>>>
>>>>>>>>> On Mon, Feb 10, 2020 at 8:12 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>> Dear Friends,
>>>>>>>>>>
>>>>>>>>>> Attached below is the draft which we RS'd on Friday. The Lord is blessing our efforts! We anticipate a print hearing in House State Affairs this Wednesday and a full hearing towards the beginning of next week. I am working on talking points and a press release. We need to keep our messaging very controlled. Also, I would welcome input on plans for public testimony at the hearing. I am working on some drafts which I will post ASAP.
>>>>>>>>>>
>>>>>>>>>> Julianne Young
>>>>>>>>>>
>>>>>>>>>> On Fri, Feb 7, 2020 at 1:38 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>> Any last comments are invited. We'll RS at the end of the day.
>>>>>>>>>>>
>>>>>>>>>>> On Thu, Feb 6, 2020 at 2:27 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>> And one more small change from our attorney general in 39-245A (1) (iv) and (v).
>>>>>>>>>>>>
>>>>>>>>>>>> On Thu, Feb 6, 2020 at 9:56 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>> And with one more small change in (4) as recommended by ADF.
>>>>>>>>>>>>>
>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 5:53 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>> I was able to visit with Matt Sharpe at ADF about my previous questions and have incorporated what I believe is a much improved strategy in section (5). I am sending this final draft [vital statistics draft(3) attached below] to you, to ADF , and to our folks here a vital statistics. Hopefully we are near or at our final draft so that we can work on securing support from the governor's office. Leadership appears to be supportive so I have good reason to hope we will soon have a hearing. Thank you again for your help!

>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 12:19 PM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>> In regard to the last question: a colleague who is an attorney suggested that a better approach may be to stipulate that the physician make a presumptive determination of male or female and that after undergoing the appropriate combination of genetic analysis and evaluation of the individual's naturally occurring internal and external reproductive anatomy a signed affidavit from the parents and the physician may be submitted within 3 years or the presumptive determination may be challenged in a court as stipulated in (4). This eliminates the potential for an open-ended indeterminate status.
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> Thoughts on this idea?
>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:55 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>> My apologies if this is redundant. I have tried to 'reply all' in order to share this with the larger group but I'm not sure that it worked. If you could ensure that the larger group has access to this request I would appreciate it. Thanks so much.
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Our vital statistics folks in the Department of Health and Welfare have raised some questions which we have attempted to address in the attached draft. Their comments focused primarily on 39-245A (4) and (5).
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>>>>>>>>>>>>>>>> They wanted to ensure that the language stipulated that the affidavit be one provided by the department and asked that we make some changes in formatting to make the process more clear to the public. I believe the changes to (4) are straightforward.
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>>>>>>>>>>>>>>>> They raised some good questions regarding (5) though:
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>>>>>>>>>>>>>>>> 1- Our current language does not require verification from a medical professional that the appropriate chromosomal analysis and evaluation of anatomy has taken place and that the decision of sex is appropriate based on that analysis and evaluation.
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>>>>>>>>>>>>>>>> 2- Our language is silent about what happens if they don't resolve the indeterminate status within the three years. Do we need to specify that it can be resoled in court after this? Do we need to specify any requirements should that be the case?
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> The drafter and I took a stab at it in the attached draft. Again, feedback is appreciated. Thank you to those who are providing review on this!
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> Representative Young
>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 11:06 AM Julianne Young <juliannehyoung@gmail.com> wrote:
>>>>>>>>>>>>>>>>> Did you receive the email I attempted to add as 'reply to all' with the questions raised by our Department of Health and Welfare vital statistics folks?
>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 10:41 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>> The comment was re SEGM language; I second the motion to stay away from “separate but equal.” “Differential treatment” is fine.

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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
>>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com> Sent: Wednesday, February 5, 2020 12:05 PMTo: Richard Mast <RMast@LC.org>Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>> Hello Richard-- just to be clear is your comment in regard to the question about the language from SEGM or the 'differential treatment' language? Or both? Gmail makes it hard to know which thing is in response to what.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 9:52 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I think that works.
>>>>>>>>>>>>>>>>>>>>
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>>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
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>>>>>>>>>>>>>>>>>>> *Licensed in Virginia
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>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>> Sent: Wednesday, February 5, 2020 10:18 AM
>>>>>>>>>>>>>>>>>>> To: Richard Mast <RMast@LC.org>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>>
>>>>>>>>>>>>>>>>>>> Will did respond with the following suggestion that we incorporate a summary rather than a quote as follows:
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>>>>>>>>>>>>>>>>>>> The society of evidence-based gender medicine has declared that the conflation of sex and gender in health care is alarming, subjects hundreds of thousands of individuals *to the risk
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>>>>>>>>>>>>>>>>>>> of* unintended medical harm, and will greatly impede medical research.
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>>>>>>>>>>>>>>>>>>> However, I'm not sure addresses your fundamental concern.
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>>>>>>>>>>>>>>>>>>>> On Wed, Feb 5, 2020 at 7:47 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>> I agree with removing the SEGM quote from the findings. I do not know if the Society for Evidenced Based Gender Medicine is on our side, to where the quote can be changed, or not. If they testify, and are on our side, I would be very wary of them saying anything regarding TG, CG or "non-binary," and perhaps have a conversation with them to that effect.
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>>>>>>>>>>>>>>>>>>>> I would not want to see anyone on our side intentionally put those terms into the record. Using them surrenders the language. Language frames the debate. If the other side's language frames the debate, we lose.
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>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>> PO Box 540774
>>>>>>>>>>>>>>>>>>>> Orlando, FL 32854
>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
>>>>>>>>>>>>>>>>>>>> (407) 875-0770 fax
>>>>>>>>>>>>>>>>>>>> LC.org
>>>>>>>>>>>>>>>>>>>> Offices in DC, FL, and VA
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>>>>>>>>>>>>>>>>>>>> From: Julianne Young <juliannehyoung@gmail.com>
>>>>>>>>>>>>>>>>>>>> Sent: Tuesday, February 4, 2020 9:40 PM
>>>>>>>>>>>>>>>>>>>> To: Bernard Hudson <loyolamd82@gmail.com>
>>>>>>>>>>>>>>>>>>>> Cc: Kelsey Coalition <kelseycoalition@gmail.com>; Natasha Chart <natasha.chart@gmail.com>; Richard Mast <RMast@LC.org>; Steve Smith <steve@stevesmithlaw.com>; Fred Deutsch <drfred@deutschclinic.com>; Mary McAlister <mmcalister@childparentrights.org>; David Pickup <davidpickuplmft@gmail.com>; Eunie Smith <alaeagle@charter.net>; Gary McCaleb <mccgsm@gmail.com>; Glenn Ridder <glenn.ridder@outlook.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>; Michelle Cretella <drmcretella@gmail.com>; mike@drlaidlaw.com; Jane Robbins <rlrobb123@gmail.com>; Lappert Patrick <patrick@lappertplasticsurgery.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Margaret Clarke <margaretclarke317@icloud.com>; Matt Sharp <msharp@adflegal.org>;

McHugh Paul <pmchugh1@jhmi.edu>; Monique Robles MD <pamosa27@comcast.net>; Quentin Van Meter <kidendo@comcast.net>; Roger Brooks <rbrooks@adflegal.org>; Scott, Greg <Greg.Scott@heritage.org>; Timothy Millea MD <TMillea@qcora.com>; Vernadette Broyles <vbroyles@childparentrights.org>; Walt Heyer <waltsbook@yahoo.com>; William Malone <malone.will@gmail.com>
>>>>>>>>>>>>>>>>>>> Subject: Re: Idaho Vital Statistics Integrity Act - short window for comments - by Friday, January 24
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>>>>>>>>>>>>>>>>>>> Based on the feedback I will not include the quote from SEGM in the bill, amending (v) on page 2, line 46-47 to simply state that the erasure of biological sex negatively impacts the health and safety of all individuals. Then, any other evidence can be introduced in the hearing, rather than being included in the bill. Also, I got some feedback from our vital statistics department today which I have incorporated in the process piece of the bill (sections 4 and 5) and they suggested using 'material fact' rather than vital statistics in most instances.
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>>>>>>>>>>>>>>>>>>> They have raised 2 other good questions:
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>>>>>>>>>>>>>>>>>>> 1) In section 5, do we not want a medical authority to certify to the final designation of sex? If so, do we want to limit this to a particular type of medical authority?
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>>>>>>>>>>>>>>>>>>> 2) The draft you have reviewed is silent on what happens if they do not resolve the indeterminate status within the stipulated 3 years (section 5). We included this to prevent certificates from being left in an unresolved status. However, kicking it to the courts after this time could become problematic. What are the recommendations to resolve this?
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>>>>>>>>>>>>>>>>>>>> I am attaching the current (final) draft :) for your comment.
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>>>>>>>>>>>>>>>>>>>> Thank you for your help in ironing out these final wrinkles.
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>>>>>>>>>>>>>>>>>>>> Representative Young
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>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 9:08 AM Bernard Hudson <loyolamd82@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>> Gee Whiz!
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>>>>>>>>>>>>>>>>>>>> Humans are the only living species of Homo Sapiens. Given that fact, we are male and female, there is no other. We are mammals, giving birth, carrying a XX or an XY, female or male. Otherwise, a bizarre abnormality results in a state of disease: Turner's Syndrome, Klinefelter's Syndrome, etc.
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>>>>>>>>>>>>>>>>>>>> Everybody is transgender, no one is transsexual, cis-gender is true for everyone! Try not to use the nomenclature of non-science.
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>>>>>>>>>>>>>>>>>>>>> Non-binary?!?!? Disneyland comes to science. You are non-binary, then what? A worm? A worker bee? A penguin in a European zoo? An ant? “I am Zero!”
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>>>>>>>>>>>>>>>>>>>>> Listen: Talk to me! Be real! Stop! No, no, you meant to say that you are claiming something that does not exist except in your mind? Got it? Your mind? Take a look, please. See? Right! You are a male or female so stop with the rigamarole and talk to me now!
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>>>>>>>>>>>>>>>>>>>>> Throw out words or phrases that have have shifting definitions, political realms, identity's unscientific, and whims and notions that are NEVER studied in science. Never!
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>>>>>>>>>>>>>>>>>>>>> I feel better.
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>>>>>>>>>>>>>>>>>>>>> On Feb 4, 2020, at 9:44 AM, Kelsey Coalition <kelseycoalition@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> Looks great! My only concern is with the quote from SEGM. Will, would you consider this? First, the reference"cisgender-identifying individuals." I believe there is way to make this point, without using a word like "cis" which indirectly endorses the ideology upon which transgender identities are based.
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>>>>>>>>>>>>>>>>>>>>>> My other suggestion with the quote is to add non-binary. Even though transgender has become an umbrella term covering both, some nonbinary individuals do not say they are transgender. Many forms offer both categories for people to check when they identify themselves.
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>>>>>>>>>>>>>>>>>>>>>> Will, could SEGM consider rewording this -- something like "not only transgender individuals, but ALL persons" as well as add a reference to nonbinary? ~KC
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>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020 at 10:35 AM Natasha Chart <natasha.chart@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>> This is great, I love it. Thank you for doing this.
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>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Feb 4, 2020, 9:43 AM Julianne Young <juliannehyoung@gmail.com> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>> After visiting with Stephen Smith last night I have determined that the best way to counter the arguments raised in the law-suit is the insert some additional language into our legislative intent, rather than addressing another section of code. My additions are highlighted below. Your feedback is sincerely appreciated.
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>>>>>>>>>>>>>>>>>>>>>>>>> The legislature finds a compelling interest in maintaining accurate, quantitative, biology-based statistics on Idaho certificates of birth which provide vital statistics fundamental to the performance of government functions that secure the public health and safety, including, but not limited to, identifying public health trends, assessing risks, conducting criminal investigations, and helping individuals determine their biological lineage, citizenship, or susceptibility to genetic disorders; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> The equality clause prohibits purposeful discrimination and not facially neutral laws of general applicability such as a biology-based definition of sex which has been consistently applied since our nation's founding.
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>>>>>>>>>>>>>>>>>>>>>>>>> Decades of court opinion have upheld the argument that the biological distinctions between male and female justify separate but equal treatment under the law and a defined category of sex which relies on biological fact is the only category which can be demonstrated to have obvious, immutable, and distinguishable characteristics.
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>>>>>>>>>>>>>>>>>>>>>>>>> The definitional erasure of biological sex significantly impacts the rights of others and would constitute manifest injustice in undermining the implementation of many policies which have been advanced to secure the privacy and interests of individuals specific to their biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> The erasure of biological sex negatively impacts the health and safety of all individuals. For example, the Society for Evidence-Based Gender Medicine has declared that “the conflation of sex and gender in healthcare is alarming and is poised to subject hundreds of thousands of transgender and cisgender-identifying individuals to unintended medical harm from receiving incorrect diagnoses and being subjected to incorrect treatments. It will also greatly impede scientific research, not only in the area of transgender treatments, which sorely lacks quality long-term outcome evidence, but also in other areas of medical research.”
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>>>>>>>>>>>>>>>>>>>>>>>>> “Vital statistics” is defined in Idaho Code Section 39-241(21) as “data,” (being the plural of “datum”) which is a known fact; and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Idaho certificates of birth are of an evidentiary character and prima facie evidence of the facts recited therein (Code Section 39-274); and,
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>>>>>>>>>>>>>>>>>>>>>>>>> Age and Sex, unlike the names of natural parents whose rights have been terminated, are legally applicable facts fundamental to the performance of public and private policies

and contracts.
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>>>>>>>>>>>>>>>>>>>>>>>> The failure to maintain accurate, quantitative vital statistics and legal definitions upon which government and others may with confidence rely constitutes a breach of the public trust; and
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>>>>>>>>>>>>>>>>>>>>>>>> Government has a compelling interest in maintaining the public trust and confidence and a duty to fulfill, to the best of its ability, those functions which rely on accurate vital statistics; and,
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>>>>>>>>>>>>>>>>>>>>>>>> Therefore, the legislature directs that an Idaho certificate of birth documents specific quantitative, material facts at the time of birth: time of birth, date of birth, place of birth and biological sex.
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>>>>>>>>>>>>>>>>>>>>>>>>> On Tue, Jan 21, 2020 at 10:34 AM Richard Mast <RMast@lc.org> wrote:
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>>>>>>>>>>>>>>>>>>>>>>>>>>> All,
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Please meet Steve Smith, an Idaho allied attorney, and Idaho Representative Julianne Young. They have been working on a birth certificate protection bill, to reverse a recent court decision striking down sex-based birth certificates in Idaho. This will restore the status quo, making Idaho one of four states that require birth certificates to reflect sex, along with Kansas, Ohio, and Tennessee.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Julianne has a short window to receive comments (especially desired from the medical experts).
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>>>>>>>>>>>>>>>>>>>>>>>>>>> Matt Sharp provided ADF factual findings for the recitals and some edits. I have accepted his changes; made a few suggested edits of my own, and thus open it up to you all for any input for Julianne and Steve.
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>>>>>>>>>>>>>>>>>>>>>>>>>>> There may be an opportunity for expert testimony, but I leave the details on that to Rep. Young.

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>>>>>>>>>>>>>>>>>>>>>>>>> Thanks,
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>>>>>>>>>>>>>>>>>>>>>>>>> Richard L. Mast, Esq.*
>>>>>>>>>>>>>>>>>>>>>>>>> Senior Litigation Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> Liberty Counsel
>>>>>>>>>>>>>>>>>>>>>>>>> PO Box 540774
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>>>>>>>>>>>>>>>>>>>>>>>>> (407) 875-1776 phone
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>>>>>>>>>>>>>>>>>>>>>>>>> LC.org
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Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 8/20/2019 6:23:47 PM
To: VBroyles <vbroyles@childparentrights.org>, Pamosa27 <pamosa27@comcast.net>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "Jon Hansen" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Katherine Cave" <kelseycoalition@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>
Bcc:
Subject: The Age 16 Discussion
Attachments: image001.png

All,

It occurred to me this evening to point out something really critical in this discussion about age. Fred's bill, if passed, will force these children to go through their natural puberty. That's critically important because puberty according to study's will cure 85%-90% of these children of their gender dysphoria.

Dr. Malone pointed this out in a recent video interview. I'm attaching the link with the video time marked to start where Dr. Malone discusses this. So please think about that important fact before getting discouraged.

https://youtu.be/z4RYl75zdMY?t=386

Respectfully submitted,

James

On Tuesday, August 20, 2019, 05:12:17 PM EDT, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

Friends, establishing the age is a political calculation. If I believe it's feasible to increase the age after talking with legislators over the next few months, I will. You'll just have to trust me on this.

In response to James' question, individuals aged 15 or younger in South Dakota are not legally able to consent to sexual activity, and such activity may result in prosecution for statutory rape. South Dakota statutory rape law is violated when a person has consensual sexual intercourse with an individual under age 16. A child petitioning for emancipation must be at least sixteen years old in SD. That's the landscape. -- Fred

From: James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com>
Sent: Tuesday, August 20, 2019 2:47 PM
To: VBroyles <vbroyles@childparentrights.org>; Pamosa27 <pamosa27@comcast.net>
Cc: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Andre Van Mol <95andrev@gmail.com>; Jon Uhler <jkuvpc@yahoo.com>; Lee Schoenbeck <lee@schoenbecklaw.com>; Michael Laidlaw <mike@drlaidlaw.com>; Jon Hansen <hansen.jonathon@gmail.com>; William Malone <malone.will@gmail.com>; Mary McAlister <mmcalister@childparentrights.org>; Richard Mast <RMast@lc.org>; Walt Heyer <waltsbook@yahoo.com>; Matt Sharp <msharp@adflegal.org>; Chris Motz <cmotz@sdcatholicconference.org>; Katherine Cave <kelseycoalition@gmail.com>; Michelle Cretella <drmcretella@gmail.com>; michael.biggs@sociology.ox.ac.uk
Subject: Re: update

Like many of you, I initially wrestled with this same question about age, but then I started looking at some of South Dakota's laws, such as the age of consent for sex, emancipation, age of consent for medical treatment, etc.

Fred, if possible, can you give the group the legal age for these types of things and others that come to mind?

Politics generally always involves compromise. That said, I'd rather settle for 16 than having this done to 13-14 year-olds, which is happening in places like Oregon and California already. The extra time might well save at least some of them. And WPATH is trying to take that age far lower.

An example:

https://www.sandiegouniontribune.com/lifestyle/people/sdut-transgender-teens-new-life-2016apr07-story.html

James

On Tuesday, August 20, 2019, 03:35:21 PM EDT, Pamosa27 <pamosa27@comcast.net> wrote:

Fred and all, I agree with Vernadette on the definition of a child. If the age is to be defined at 15 and younger, then what about those under the age of majority that are excluded? Vernadette is absolutely correct that this population is just as vulnerable, albeit on a different level. They are still minors and to “negotiate” an age is to compromise...which leaves older teens without a voice to speak for them. And, what about the parents and their rights of these older teens who may not be aware of “therapies” that the teen is seeking out in private?

I am witnessing firsthand an alarming increase in the rate of teens (in this age range) with suicidal attempts and drug overdoses in the PICU. We will be leaving them to the wolves if the age for this bill is not raised to the age of majority.

Monique

On Aug 19, 2019, at 2:01 PM, VBroyles <vbroyles@childparentrights.org> wrote:

Fred

I've read the much streamlined version and I have significant concerns about adding a definition for "child" at the outset that means 15 or younger.

First, the other side has worked hard to lower the protections society provides to children in multiple arenas by creating the perception that pre-adults who are 16 and 17 are no longer "children" (i.e., abortion, sexual consent, contraceptions, consent to gender treatments). Yet, all of us know this is dangerously untrue — this is often the timeframe when children need the most protection and guidance from parents and adults because of what is being thrown at them. At minimum, I do not believe we should open with a definition of "child" that directly plays into the oppositions long-game. If indeed you want to keep this age cut off, then you can simply specify "a child age fifteen or younger" on line 25.

Second, it would be very helpful for us to understand why the arbitrary cut off at age 16, rather than the long-standing age of majority of 18 (which is still too young developmentally to make such decisions, but the law leaves us no choice). Is there some other analogous situation in SD law that makes 16 a logical cut off? What specific concerns (other than this bill is going to be hard to pass) or explanations for this cut off age are you hearing?

It's important to understand this. Because I fear you are now running into two different risks — that by having negotiating against your best judgment from the outset, you give yourself nothing to negotiate away during the legislative process. And, that by so watering down the bill, it may fail to elicit the support and excitement of the stakeholders you need to have standing beside you to pass this bill. I talked briefly with the Ex Dir of the Family Heritage Alliance and he asked whether this bill will be worth coming out for the fight. I said "yes" to the earlier version. I feel less confidence he and others will agree if you start by giving away 16 and 17-year olds right from the outset, as opposed to at least holding that in the pocket.

Vernadette

Vernadette Broyles, Esq.

President and General Counsel

Child & Parental Rights Campaign, Inc.

5805 State Bridge Rd, Suite G310
Johns Creek GA 30097
Phone: 770-448-4525
vbroyles@childparentrights.org

On Aug 17, 2019, at 6:25 PM, Fred Deutsch <Fred.Deutsch@sdlegislature.gov> wrote:

All, just a note to update you on status of the Vulnerable Child Protection Act.

I'm comfortable the bill and white paper are at or near final form.

I've begun my road trips across the state to meet with key moderate Republicans. Response has been mixed but mostly positive. Not a single legislator I've spoken with so far has a clue about what's happening with transgender advocacy nor affirmative therapy. All of this is new to them.

Despite the generally positive response, I have no doubt this will be an uphill battle when we get to session. The last time I introduced a transgender-related bill in 2016, the state and the governor experienced political and economic pressures including boycott threats from around the country. I doubt this time will be any different.

I meet with the governor's top policy advisor next week to discuss the bill.

I've targeted about 20% of the legislature to meet one-on-one prior to session.

KC from Kelsey Coalition will be developing her suggested strategy for testimony that I'll bounce off our South Dakota team.

As always, please do not share this with media. The longer we can fly under the radar, the better.

Please let me know if you have questions. I am grateful for your support and prayers.

Fred

<Vulnerable Child Protection Act- August 11 draft.pdf>

From: Jamie Shupe
Sent: 2/17/2019 4:46:38 AM
To: "Michael Laidlaw" <mike@drlaidlaw.com>, "Michelle Cretella" <drmcretella@gmail.com>
Cc: "Andre Van Mol" <95andrev@gmail.com>
Bcc:
Subject: The Anti Trans Donald Trump Twitter Account

Please join me in Tweeting a new Twitter account.

Also open to suggestions for tweets?

https://twitter.com/AntiTransDonald

Thanks!

Jamie Shupe

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/22/2020 6:52:18 PM
To: natasha.chart@gmail.com, "Vernadette Broyles" <vbroyles@childparentrights.org>, "QUENTIN VAN METER" <kidendo@comcast.net>
Cc: "Fred Deutsch" <fred.deutsch@sdlegislature.gov>, "Mary McAlister" <mmcalister@childparentrights.org>, "Michelle Cretella" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "Gary McCaleb" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Hudson, MD Bernard" <loyolamd82@gmail.com>, "Jane Robbins" <rlrobb123@gmail.com>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Matt Sharp" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Richard Mast" <rmast@lc.org>, "Roger Brooks" <rbrooks@adflegal.org>, "Scott, Greg" <greg.scott@heritage.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Walt Heyer" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>
Bcc:
Subject: The Butchering Of Jazz

All,

If you haven't seen it, this is an enlightening article detailing how Jazz Jennings, America's transgender darling, has now undergone multiple "gender confirmation" surgeries trying to create a fake vagina and repairing the damage of previous surgeries.

https://www.womenshealthmag.com/health/a30631270/jazz-jennings-surgery-complications/

Remember, child gender transitions are supposed to be a cure-all for mental health issues and gender dysphoria.

Despite claims by Dr. Norman Spack that gender transitions fix mental health problems, Jazz was raised on antidepressants.

"He has seen this over and over again in patients like Kyle: once they are able to live comfortably in their affirmed gender, their anxiety and depression — even bipolar disorder — disappear. Spack says that even mild autism in trans kids (studies show that 10 times as many gender-variant kids than kids in the general population have autism-spectrum disorders) may be alleviated with treatment for gender dysphoria: "Perhaps the social awkwardness and lack of peer relationships common among GID-Asperger's patients is a result of a lifetime of feeling isolated and rejected," he wrote in a recent article in the *Journal of Homosexuality*; "and maybe the unusual behavior patterns are simply a coping method for dealing with the anxiety and depression created from living in an 'alien body,' as one patient described it."

https://web.archive.org/web/20130324102716/http://thephoenix.com/Boston/life/142583-how-norman-spack-transformed-the-way-we-treat-tran/?page=8#TOPCONTENT

https://www.newsbusters.org/blogs/culture/dylan-gwinn/2016/06/09/tlcs-i-am-jazz-actually-makes-anti-transgender-case

Despite claims that blocking puberty nullifies the differences between males and females, Jazz didn't grow normal-looking breasts because of having a male skeleton.

https://www.tlc.com/tv-shows/i-am-jazz/videos/jazz-admits-breast-implants-would-make-her-happier-more-secure

And then because of the puberty blockers, Jazz never grew enough penile tissue to construct a fake vagina.

https://www.womenshealthmag.com/health/a30631270/jazz-jennings-surgery-complications/

Jazz Jennings is Exhibit A for the Vulnerable Child Protection Acts now being unleashed in numerous states.

A big thanks to all of you making that happen!

Blessings,

James Shupe

From: The Kelsey Coalition (via Twitter)
Sent: 10/31/2019 6:37:14 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: The Kelsey Coalition (@CoalitionKelsey) has sent you a Direct Message on Twitter!



The Kelsey Coalition sent you a Direct Message.

https://t.co/XMdqaLSV6Z

Reply

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Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

From: The Kelsey Coalition (via Twitter)
Sent: 11/8/2019 1:56:19 PM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: The Kelsey Coalition (@CoalitionKelsey) has sent you a Direct Message on Twitter!



The Kelsey Coalition sent you a Direct Message.

https://t.co/F21yKShBGM

Reply

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Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

From: The Kelsey Coalition (via Twitter)
Sent: 10/21/2019 6:27:03 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: The Kelsey Coalition (@CoalitionKelsey) has sent you a Direct Message on Twitter!



The Kelsey Coalition sent you a Direct Message.

https://t.co/CN69ummUN4

Reply

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Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 4/4/2019 10:21:32 AM
To: "Clara Fox" <cfox@angelusnews.com>
Cc:
Bcc:
Subject: The terrible fraud of 'transgender medicine' by Dr. Quentin Van Meter

---

This is a must watch.

Dr. Quentin Van Meter

https://www.youtube.com/watch?v=6mtQ1geeD_c

Dr. Michael Laidlaw is the other one I mentioned.

https://twitter.com/MLaidlawMD

And

Dr. ***Michelle Cretella*** does a lot of work on this too.

From: Jamie Shupe
Sent: 11/20/2018 8:06:34 AM
To: "Jamie Shupe" <jamie.shupe@yahoo.com>
Cc:
Bcc:
Subject: The terrible fraud of 'transgender medicine'

Quentin Van Meter, MD, FCP is a pediatric endocrinologist. He is a Fellow of the American College of Pediatricians and the American Association of Clinical Endocrinologists.

https://www.youtube.com/watch?v=6mtQ1geeD_c

From: Fred Deutsch

Sent: 1/29/2020 4:25:31 AM

To: "QUENTIN VAN METER" <kidendo@comcast.net>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Laidlaw Michael" <mike@drlaidlaw.com>, "Andre Van Mol" <95andrev@gmail.com>, "Paul Hruz" <hruz_p007@att.net>

Cc: "Lappert Patrick" <patrick@lappertplasticsurgery.com>, "Bernard Hudson, MD" <loyolamd82@gmail.com>, "Natasha Chart" <natasha.chart@gmail.com>, "Vernadette Broyles" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "David Pickup" <davidpickuplmft@gmail.com>, "Eunie Smith" <alaeagle@charter.net>, "McCaleb Gary" <mccgsm@gmail.com>, "Glenn Ridder" <glenn.ridder@outlook.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Robbins Jane" <rlrobb123@gmail.com>, "Margaret Clarke" <margaretclarke317@icloud.com>, "Sharp Matt" <msharp@adflegal.org>, "McHugh Paul" <pmchugh1@jhmi.edu>, "Monique Robles MD" <pamosa27@comcast.net>, "Mast Richard" <rmast@lc.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Timothy Millea MD" <tmillea@qcora.com>, "Heyer Walt" <waltsbook@yahoo.com>, "William Malone" <malone.will@gmail.com>, "Shafer Jeff" <jshafer@adflegal.org>, "Chris Motz" <cmotz@sdcatholicconference.org>, "Jon Hansen" <Jon.Hansen@sdlegislature.gov>

Subject: Today we go to battle in SD

Today, we do battle on the SD House Floor. Thank you for all your work, and your prayers. - Fred

Attachment:

From: Fred Deutsch
Sent: 8/29/2019 4:12:53 PM
To: "Mike Laidlaw" <mike@drlaidlaw.com>, "William Malone" <malone.will@gmail.com>, "vbroyles@childparentrights.org" <vbroyles@childparentrights.org>, "Mary McAlister" <mmcalister@childparentrights.org>, "Matt Sharp" <msharp@adflegal.org>, "drmcretella@gmail.com" <drmcretella@gmail.com>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "Pamosa27" <pamosa27@comcast.net>, "Patrick Lappert" <patrick@lappertplasticsurgery.com>
Cc:
Subject: Transgender petition
Attachments: Gender Change Petition etc - Judge Powers case.pdf

---

One of our stateâ€™s local newspapers ran a legal notice today to change the name and â€œgender-markerâ€ of a minor. Since there is no statutory authority to change a gender-marker (the term is foreign to the legislature and to me â€“ I had to Google it), a trip to the courthouse found the petition. See attached.

Of note:

- The petition asked that no public notice be given.
- The judge has already ordered a name change; he believed notice of hearing was necessary before considering the proposed "gender marker" change.
- Petitioners are pro se. But according to FB, Petitioner is an attorney. Petitioners are a divorced lesbian couple. One is biologic mom, other is adoptive parent. Biologic dad had rights terminated in earlier adoption proceeding.
- The petition relies upon SDCL 21-37-5 which governs name changes. There is no separate authority cited for the gender change.
- This is a 13 year old child (will be 14 in two months). The childâ€™s Sioux Falls doctor plans to begin him on â€œgender confirming hormones.â€

One of the challenges in bringing a bill like we are attempting is to show legislators these problems occur in our state. Introducing this document into the hearing will help show legislators weâ€™re not just blowing smoke. Good strategic find, I think. â€“ Fred

Attachment:

From: Fred Deutsch
Sent: 8/17/2019 2:25:28 PM
To: "VBroyles" <vbroyles@childparentrights.org>, "Andre Van Mol" <95andrev@gmail.com>, "Jon Uhler" <jkuvpc@yahoo.com>, "Lee Schoenbeck" <lee@schoenbecklaw.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "'Jon Hansen'" <hansen.jonathon@gmail.com>, "William Malone" <malone.will@gmail.com>, "Mary McAlister" <mmcalister@childparentrights.org>, "Richard Mast" <RMast@lc.org>, "Walt Heyer" <waltsbook@yahoo.com>, "Matt Sharp" <msharp@adflegal.org>, "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>, "Chris Motz" <cmotz@sdcatholicconference.org>, "hansen.jonathon@gmail.com" <hansen.jonathon@gmail.com>, "Katherine Cave" <kelseycoalition@gmail.com>, "Michelle Cretella" <drmcretella@gmail.com>, "michael.biggs@sociology.ox.ac.uk" <michael.biggs@sociology.ox.ac.uk>, "pamosa27@comcast.net" <pamosa27@comcast.net>
Cc:
Subject: update
Attachments: Vulnerable Child Protection Act- August 11 draft.pdf

---

All, just a note to update you on status of the Vulnerable Child Protection Act.

I'm comfortable the bill and white paper are at or near final form.

I've begun my road trips across the state to meet with key moderate Republicans. Response has been mixed but mostly positive. Not a single legislator I've spoken with so far has a clue about what's happening with transgender advocacy nor affirmative therapy. All of this is new to them.

Despite the generally positive response, I have no doubt this will be an uphill battle when we get to session. The last time I introduced a transgender-related bill in 2016, the state and the governor experienced political and economic pressures including boycott threats from around the country. I doubt this time will be any different.

I meet with the governor's top policy advisor next week to discuss the bill.

I've targeted about 20% of the legislature to meet one-on-one prior to session.

KC from Kelsey Coalition will be developing her suggested strategy for testimony that I'll bounce off our South Dakota team.

As always, please do not share this with media. The longer we can fly under the radar, the better.

Please let me know if you have questions. I am grateful for your support and prayers.

Fred

Attachment:

From: "James Shupe (Formerly Jamie Shupe)"
Sent: 1/11/2020 7:24:12 AM
To: "Vernadette Broyles" <vbroyles@childparentrights.org>, "Cretella Michelle" <drmcretella@gmail.com>, "Michael Laidlaw" <mike@drlaidlaw.com>, "MD Paul Hruz PhD" <hruz_p007@att.net>, "Monique Robles MD" <pamosa27@comcast.net>, "McHugh Paul" <pmchugh1@jhmi.edu>, "William Malone" <malone.will@gmail.com>, "Matt Sharp" <msharp@adflegal.org>, "Brooks Roger" <rbrooks@adflegal.org>, "Gary McCaleb" <gmccaleb@adflegal.org>, "Shafer Jeff" <jshafer@adflegal.org>, "Keller Jonathan" <jonathank@californiafamily.org>, "Burt Greg" <gregb@californiafamily.org>, "Laura Haynes" <laurahaynesphd3333@gmail.com>, "Jax Rene" <renejaxiwritebooks@gmail.com>, "Horvath Hacsi" <birdcatcher9@yahoo.com>, "Grossman Miriam" <miriamgrossmanmd@hotmail.com>, "Andre Van Mol" <95andrev@gmail.com>, "Fred Deutsch" <Fred.Deutsch@sdlegislature.gov>
Cc: "Mary McAlister" <mmcalister@childparentrights.org>, "Quentin Van Meter" <kidendo@comcast.net>, "Jane Robbins" <rlrobb123@gmail.com>
Bcc:
Subject: Utah Bill
Attachments: image001.png

Representative Deutsch,

Are you in contact with Representative Daw to make sure this gets the right language?

https://kutv.com/news/local/utah-lawmaker-proposing-ban-on-transgender-surgery-for-minors

James Shupe

On Wednesday, October 30, 2019, 11:43:16 AM EDT, Fred Deutsch <fred.deutsch@sdlegislature.gov> wrote:

Fantastic! I believe Georgia will be the forth state to introduce the bill! – Fred Deutsch

---

From: Vernadette Broyles <vbroyles@childparentrights.org>
Sent: Wednesday, October 30, 2019 10:40 AM
To: Fred Deutsch <Fred.Deutsch@sdlegislature.gov>; Cretella Michelle <drmcretella@gmail.com>; Michael Laidlaw <mike@drlaidlaw.com>; MD Paul Hruz PhD <hruz_p007@att.net>; Monique Robles MD <pamosa27@comcast.net>; McHugh Paul <pmchugh1@jhmi.edu>; William Malone <malone.will@gmail.com>; Matt Sharp <msharp@adflegal.org>; Brooks Roger <rbrooks@adflegal.org>; Gary McCaleb <gmccaleb@adflegal.org>; Shafer Jeff <jshafer@adflegal.org>; Keller Jonathan <jonathank@californiafamily.org>; Burt Greg <gregb@californiafamily.org>; Laura Haynes <laurahaynesphd3333@gmail.com>; Jax Rene <renejaxiwritebooks@gmail.com>; Horvath Hacsi <birdcatcher9@yahoo.com>; Grossman Miriam <miriamgrossmanmd@hotmail.com>; Andre Van Mol <95andrev@gmail.com>; James Shupe <jamie.shupe@yahoo.com>
Cc: Mary McAlister <mmcalister@childparentrights.org>; Quentin Van Meter <kidendo@comcast.net>; Jane Robbins <rlrobb123@gmail.com>
Subject: Fwd: GA bill

Team

Truth is arising in Georgia! Representative Earhart, with whom Jane Robbins and I met a couple of weeks ago, released this press statement today. She is filing our bill this legislative session in Georgia.

Kudos to Quentin, who makes a powerful statement in support of this bill right out the starting gate! You all should know that Ginny (Rep. Earhart) beat her Democratic opponent last year in a very purple district within the city limits of Atlanta who was a trans-activist parent campaigning on this issue. Ginny stood passionately and courageously on the truth and beat her. She is a fantastic God-choice to carry this bill forward. And she's working with Fred too.

Am stoked for what God is doing in Georgia — including a stall to the trans activist agenda in Pickens County (we're on it)! And intercessors are praying. Please add us and Rep. Ginny Earhart to your prayer teams around the country.

Quentin — May need your help on Pickens County - will be in touch.

Blessings to all!

Vernadette

Vernadette R. Broyles, Esq.
President and General Counsel
Child & Parental Rights Campaign
5805 State Bridge Road
Suite G310
Johns Creek, GA 30097
770.448.4525
vbroyles@childparentrights.org

www.childparentrights.org

Begin forwarded message:

From: jwrobbins <jwrobbins@protonmail.com>

Subject: GA bill

Date: October 30, 2019 at 10:30:31 AM EDT

To: Vernadette Broyles <vbroyles@adoptionfamilylaw.com>

Reply-To: jwrobbins <jwrobbins@protonmail.com>

Ginny decided the time was right. See press release, attached. Let the games begin.

Sent with ProtonMail Secure Email.

From: William J. Malone, MD (via Twitter)
Sent: 8/10/2019 11:31:23 AM
To: "James Shupe (Formerly Jamie Shupe)" <jamie.shupe@yahoo.com>
Cc:
Subject: William J. Malone, MD (@will_malone) has sent you a Direct Message on Twitter!



William J. Malone, MD sent you a Direct Message.

James, I want to thank you for your supportive tweets and all you're doing on this issue.

Reply

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Twitter, Inc. 1355 Market Street, Suite 900
San Francisco, CA 94103

From: Bernard Hudson
Sent: 1/19/2020 3:12:09 PM
To: jamie.shupe@yahoo.com
Cc:
Subject: Your Bright and Shinning Comment to Scott!

Scott will not answer this. After several comments by him over the days, I decided to engage him in a discussion around the meaning of words and have received nothing.

Your comment, wherein you place an iron bar through his persona, is correct. Frankly, I have grown weary of his chest-beating and wished to explain to him this is not a promotion nor a chance for all to hear how grand your situation might be. Fred is attempting to do something that may well endanger his political or physical life.

I keep my comments directed to one person and generally do not share amongst all.

BH

On Jan 19, 2020, at 10:40 AM, Bernard Hudson <loyolamd82@gmail.com> wrote:

> You have said it many times and I am beginning to believe that you believe, know as a fact, that any individual can **'transistion'**.
>
> No one can **transistion**: You end up looking like a mimetic design, an ersatz, a sculptured model, faux person. The use of terms not related to known scientific principles, allows for **definition shifting**; thus, terms or words are being used that define nothing or are simply inaccurate.
>
> Instead of **medical transition**, rather an attempt to do the impossible. **Homo Sapiens**, like all mammals, are male and female. Male and female are not opposites, but **complimentary**. Again, I am not talking about penguins in a European zoo, bees making honey, worker ants racing to the Queen, nor trapped worms providing their own reproduction.
>
> Even **Darwin** understood that nature required complimentary sexes to propagate and mix genes in mammals; he did, however, produce no definitive science regarding evolution, he simply inferred his way into a quasi-theory of species changing over time through natural selection.
>
> Years ago people were referred to as **'transsexual'**, but that is impossible as well.
> Everyone can have elements of masculine and feminine and some have the extremes.
> **John Money**, a psychologist, in the 50's separated out gender from biologic sex, destroyed the lives of two male twins, and was fired in disgrace from **Johns Hopkins**; and yet his proposition lingers and ruins lives daily.
>
> Given the genetic and biologic genotypes and phenotypes even an adult cannot **'transition'** nor become another sex.

This whim or notion is false. We are male and female as humans, there is no other. You may feel you are another sex, you may have an idea you are another sex, you may desire to be another sex- **autogynephillia** -but in the end you are a male or you are a female.

In 40 years of medical practice, evaluating numerous youth and young adults, no one has ever proven they have medically **transistioned.** They say they have and when provided therapy, insight to the self, they are the same sex as when they first sat down. Wear a wig, grow a beard, castrate yourself surgically, take hormones from another sex, dance with those high heels, believe you are because you feel you are, know you are because you knew "when I was born," but the human species are genetically and biochemically male and female.

Orwell stated that when people no longer spent their days working almost every hour to survive, leisure would allow them to think and believe whatever popped into their mind. And so it has come to pass.

BH

On Jan 19, 2020, at 8:51 AM, Scott Newgent <scottnewgent@gmail.com> wrote:

> And my twitter was shut down and my website was hacked.
>
> I keep saying this, but I want to make sure that NONE of us lose sight to the children we are saving.
>
> I am the only one on this panel that has medically transitioned and it's no place for a child. Some, very few, but some adults need to transition to find peace, but no child should go through this.
>
> 8 months ago was the first time I was made aware that they were doing this to kids and I was appalled.
>
> I'm gathering more transgender adults quotes and thoughts on this and you are just going to have to trust me..Most, trans adults feel the way I do, they just are scared of coming out and saying it.
>
> Please dont loose hope or strength toward this goal, this bill is historic if it passes and it will be the starting point to saving millions of kids. Please understand this, this will not end well if this doesnt pass.
>
> Scott
>
> On Sat, Jan 18, 2020, 10:15 PM James Shupe (Formerly Jamie Shupe) <jamie.shupe@yahoo.com> wrote:
>
> > So the ACLU is giving out your home phone number, Fred?
> >
> > "The time to act is now," the ACLU of South Dakota tweeted. It followed with a long list of legislator's home and office numbers."
> >
> > https://foxwilmington.com/headlines/south-dakota-legislators-facing-backlash-over-bill-criminalizing-underage-gender-treatments/

On Saturday, January 18, 2020, 08:55:11 AM EST, Fred Deutsch <fred.deutsch@sdlegislature.gov> wrote:

> Primary opposition is economic, more than medical: https://www.argusleader.com/story/news/2020/01/17/chamber-bill-transgender-youth-threatens-economic-development/4503457002/
>
> Fred